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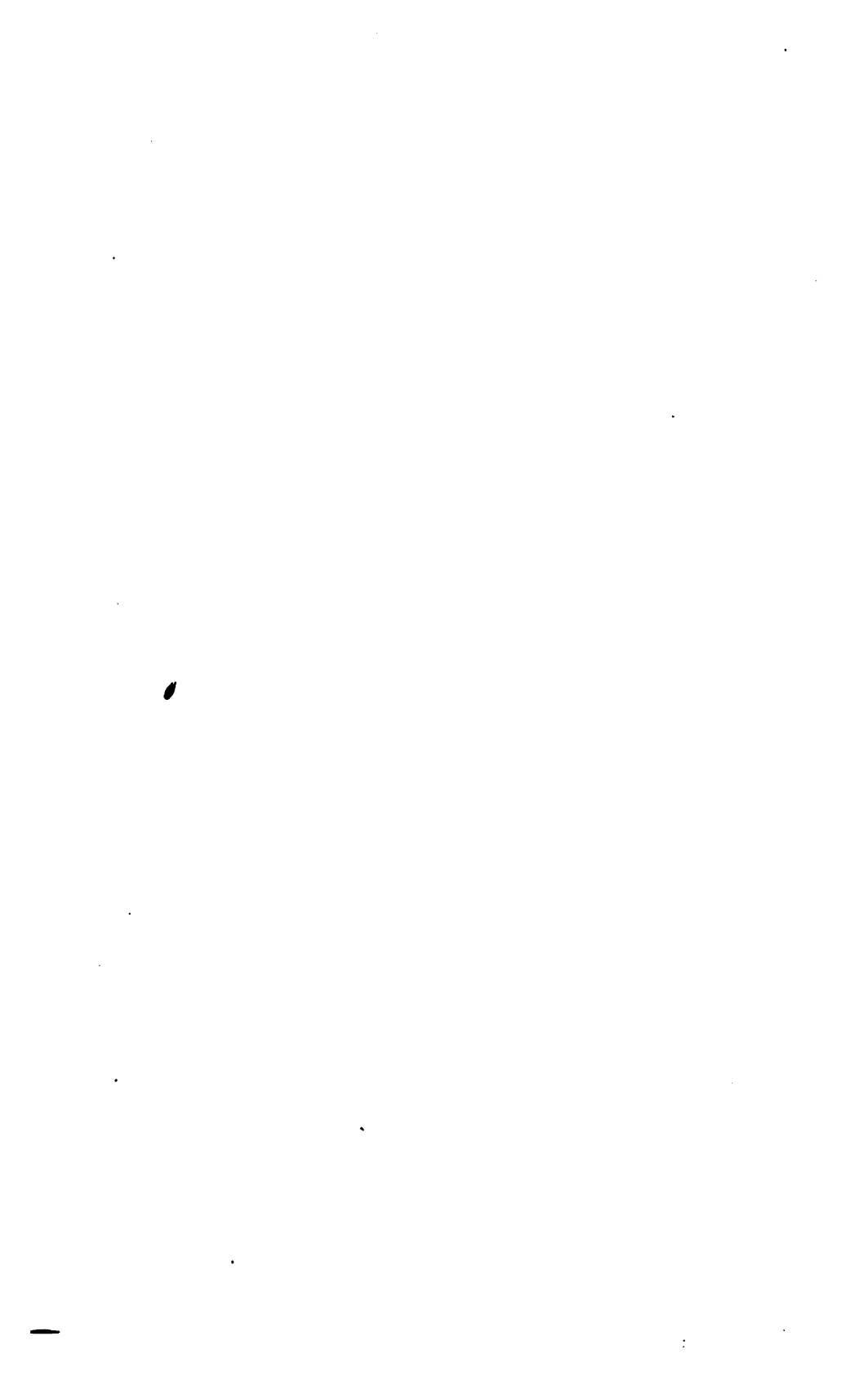
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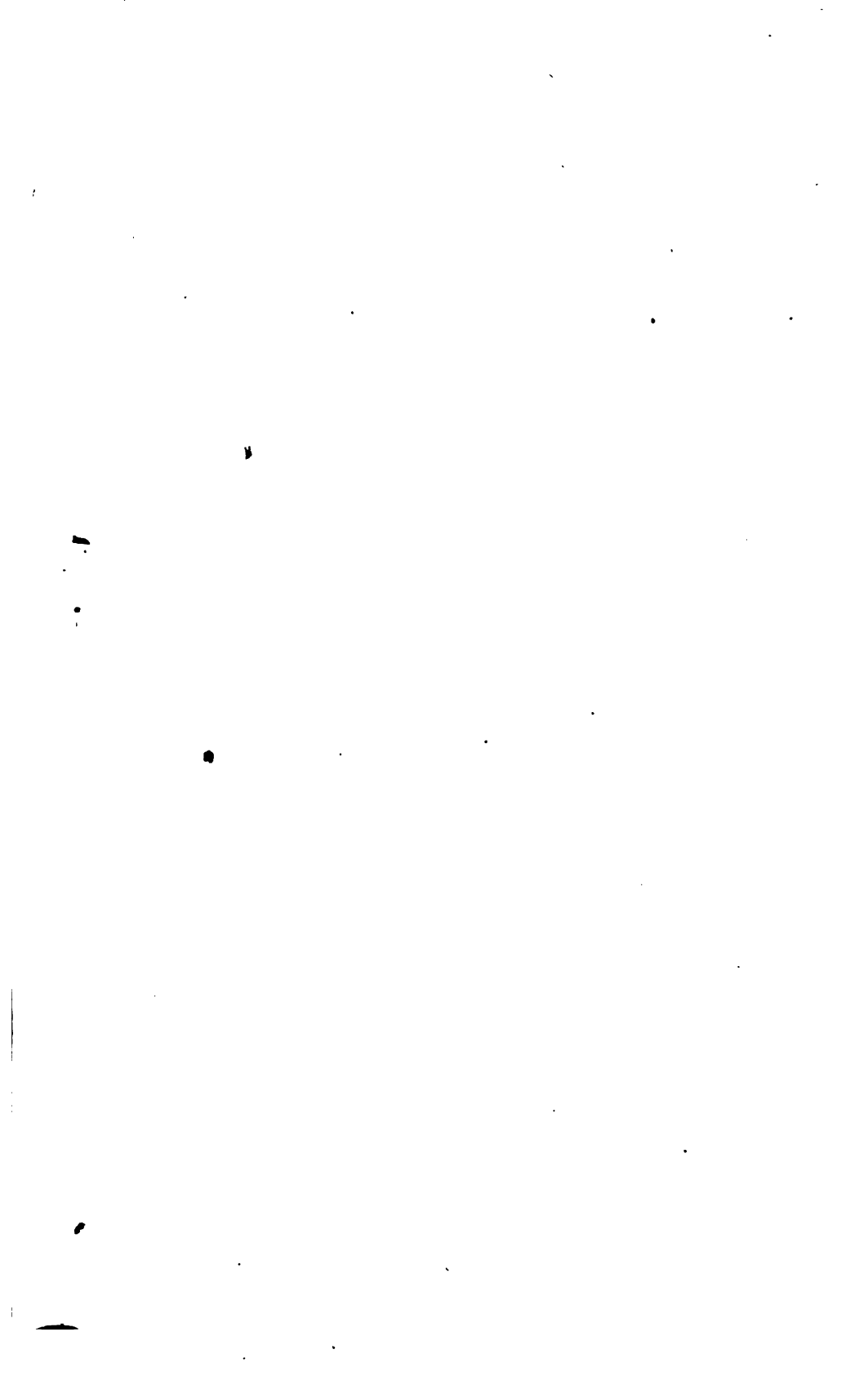
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ACTS

AND

JOINT RESOLUTIONS

OF THE

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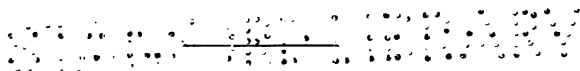
OF THE

State of South Carolina,



PASSED AT THE

REGULAR SESSION OF 1901.



PRINTED BY ORDER OF THE GENERAL ASSEMBLY AND DESIGNED TO FORM A
PART OF THE TWENTY-THIRD VOLUME OF THE STATUTES AT LARGE,
COMMENCING WITH THE ACTS OF THE REGULAR SESSION OF 1899.

COLUMBIA, S. C.
THE STATE COMPANY, STATE PRINTERS.
1901.

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YERKES OBSERVATORY

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ACTS AND JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA

Passed at the Regular Session which was begun and held at the City of Columbia on the Eighth Day of January, A. D. 1901 and was adjourned without day on the Sixteenth day of February, A. D. 1901.

M. B. MCSWEENEY, Governor. JAS. H. TILLMAN, Lieutenant-Governor and *ex officio* President of the Senate. W. F. STEVENSON, Speaker of the House of Representatives. ROBERT R. HEMPHILL, Clerk of the Senate. T. C. HAMER, Clerk of the House of Representatives.

PART I.

GENERAL AND PERMANENT LAWS.

No. 344.

AN ACT TO GRANT TO THE CITY COUNCIL OF CHARLESTON A. D. 1901.
AND ITS SUCCESSORS THE TITLE AND INTEREST OF THE
STATE TO CERTAIN LANDS IN CHARLESTON COUNTY FOR
THE PURPOSES OF A NAVAL STATION.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the right, title and interest of the State to the following described tract or parcel of land and

Lands granted City of Charleston.

A. D. 1901. land covered with water situated in the County of Charleston in this State be, and the same is hereby granted and ceded to the City Council of Charleston and its successors: "All that tract or parcel of land and land covered with water situate lying and being on the west bank of the Cooper River, in the County of Charleston in this State; measuring and containing seven hundred and sixty acres more or less, butting and bounding to the North by lands of Mrs. W. W. Lawton and by the Cooper River, on the East by Cooper River, on the South by Ship Yard Creek and on the West by Ship Yard Creek, as is delineated on a map of the city of Charleston and vicinity made by J. H. Dingle, City Surveyor, December 1900."

Condition. SEC. 2. The grant herein made is upon the express condition that the City Council of Charleston shall convey, in fee simple to the United States of America, the said tract or parcel of land hereinbefore referred to in Section 1 of this Act for the site, location and purposes of a naval station.

SEC. 3. That in case of the failure of the United States of America to locate, build or construct a Naval Station in the County of Charleston within the space of three years from the passage of this Act, then the title to said tract or parcel of land shall revert to the State.

SEC. 4. That this Act shall take effect immediately upon its approval by the Governor.

Approved the 8th day of February, A. D. 1901.

No. 345.

AN ACT VACATING BEACH AVENUE, IN THE TOWN OF MOULTRIEVILLE, SULLIVAN'S ISLAND, SOUTH CAROLINA, AND CEDING TO THE UNITED STATES FOR MILITARY PURPOSES THE TITLE OF THIS STATE TO AND THE JURISDICTION OF THE STATE OVER, CERTAIN LANDS NOW OCCUPIED BY CENTRAL AND BEACH AVENUES, MOULTRIEVILLE, SULLIVAN'S ISLAND, SOUTH CAROLINA.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the right, title and interest of this State to, and the jurisdiction of this State over the lands comprising those portions of Central Avenue and Beach Avenue

in the Town of Moultrieville, Sullivan's Island, in this State, which lie between Pettigru and Sumter Streets in said town of Moultrieville, are hereby ceded to the United States of America for Military purposes; and the portion of Beach avenue, herein ceded is vacated and discontinued as a public highway: *Provided*, That the portion of Central Avenue herein ceded shall be forever kept open as a public street; and this cession shall in no way interfere with any private rights, or any franchise heretofore legally granted with reference to said Central Avenue: *and Provided, further*, That this State reserves the right to authorize the laying and maintaining of tracks for railroad or traction purposes on and across the portion of Central Avenue ceded, or on lands contiguous thereto, and lying within 15 feet of the same.

A. D. 1901.

United States.

SEC. 2. That the cession hereinbefore made is upon the express condition that there is hereby reserved to this State concurrent jurisdiction, for the execution of all process, civil or criminal, lawfully issued by the Courts of this State, and not incompatible with this cession, over the land herein ceded.

Approved the 8th day of February, A. D. 1901.

No. 346.

AN ACT TO GIVE CONSENT BY THE STATE OF SOUTH CAROLINA TO THE ACQUISITION BY THE UNITED STATES OF SUCH LANDS AS MAY BE NEEDED FOR THE ESTABLISHMENT OF A NATIONAL FOREST RESERVE IN SAID STATE.

Whereas, it is proposed that the Federal Government establish in the high mountain regions of northwestern South Carolina and adjacent States a National Forest Reserve which will perpetuate these forests and forever preserve the head waters of many important streams, and which will thus prove of great and permanent benefit to the people of this State; and

Whereas, a bill has been introduced in the Federal Congress providing for the purchase of such lands for said purpose:

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the consent of the State of South Carolina be and is hereby given to the acquisition by the United States.

Consent given to acquisition of certain lands by the United States.

A. D. 1901. States by purchase or gift, or by condemnation according to law, of such forest lands or such other property as it may acquire by purchase or deed or otherwise in this State as in the opinion of the Federal Government may be needed for the establishment of such national forest reserve in that region: *Provided*, that the State shall retain a concurrent jurisdiction with the United States in and over such lands so far that civil process in all cases, and such criminal process as may issue under the authority of the State against any person charged with the commission of any crime without or within said jurisdiction, may be executed thereon in like manner as if this Act had not been passed.

Powers given Congress.

SEC. 2. That power is hereby conferred upon Congress to pass such laws as it may deem necessary to the acquisition, as hereinbefore provided for incorporation in said national forest reserve such forest-covered lands lying in the State as in the opinion of the Federal Government may be needed for this purpose: *Provided*, That the power of condemnation proceedings herein provided for shall not be applied to territory south of a line ten miles north of the Southern Railway from Charlotte to Atlanta, and, *Provided, further*, That nothing herein contained shall be construed as giving the right to condemn any building, dwelling house or cultivated or pasture lands.

Id.

SEC. 3. Power is hereby conferred upon Congress to pass such laws and to make or provide for the making, of such rules and regulations of both civil and criminal nature, and provide punishment for violation thereof, as in its judgment may be necessary for the management, control and protection of such lands as may be from time to time acquired by the United States under the provisions of this Act.

SEC. 4. This Act shall be in force from and after its ratification.

Approved the 21st day of February, A. D. 1901.

No. 347.

A. D. 1901.

AN ACT FOR THE APPORTIONMENT OF REPRESENTATIVES TO THE HOUSE OF REPRESENTATIVES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That for the purpose of the apportionment of Representatives to the House of Representatives among the several counties of the State, the enumeration of the inhabitants of the several counties as appearing in the United States census next preceding the passage of this Act, is hereby adopted as a true and correct enumeration.

SEC. 2. That until the next apportionment of Representatives to the House of Representatives the representation of the several counties shall be as follows:

Abbeville, 3; Aiken, 4; Anderson, 5; Bamberg, 2; Barnwell, 3; Beaufort, 3; Berkeley, 3; Charleston, 8; Cherokee, 2; Chester, 3; Chesterfield, 2; Clarendon, 3; Colleton, 3; Darlington, 3; Dorchester, 1; Edgefield, 2; Fairfield, 3; Florence, 3; Georgetown, 2; Greenville, 5; Greenwood, 3; Hampton, 2; Horry, 2; Kershaw, 2; Lancaster, 2; Laurens, 3; Lexington, 3; Marion, 3; Marlboro, 3; Newberry, 3; Oconee, 2; Orangeburg, 5; Pickens, 2; Richland, 4; Saluda, 2; Spartanburg, 6; Sumter, 5; Union, 2; Williamsburg, 3; York, 4. *Provided*, That in the event other counties are hereafter established, then the General Assembly shall reapportion the Representatives between the Counties.

SEC. 3. That Representatives to the House of Representatives shall be elected from the several counties of the State, in accordance with the provision of this Act, at the general election to be held on Tuesday after the first Monday in November of the year 1902, and every second year thereafter, in such manner and at such place as now provided by law, or as the General Assembly may prescribe. That until the general elections occurring on Tuesday after the first Monday in November, 1902, the apportionment of Representatives as now existing shall continue of force.

Approved the 1st day of February, A. D. 1901.

A. D. 1901.

No. 348.**AN ACT TO FURTHER REGULATE THE REGISTERING OF ELECTORS IN THIS STATE.**

Registration
of voters in
towns of over
500 inhabit-
ants.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the approval of this Act, the Supervisors of Registrations for the several Counties of this State, shall in addition to the places now provided by law, hold in every general election year, in each and every city or town in their respective counties containing over 500 inhabitants, one meeting at which meeting shall be registered such qualified electors of said county as may present themselves.

Notice to be
given.

SEC. 2. Such sittings of the Board of Registration shall be held at such times as may be designated by the said Board after two week's notice posted in such city or town the registration then and there made to be subject to all laws governing registrations as now provided by law.

SEC. 3. That all Acts and parts of Acts inconsistent with this Act be and the same is hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 349.**AN ACT TO AMEND SECTION 349 OF THE REVISED STATUTES OF 1893 BY ADDING A PROVISIO TO SAID SECTION.**

Sec. 349 Re-
vised Stat.
amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 349 of the Revised Statutes of 1893 be and the same is hereby amended by adding to said Section the following: "*Provided*, that the owner and any mortgage creditor as well may six months from the day of such sale redeem such real estate by paying the taxes, penalties, costs and expenses of said sale together with eight per cent. interest;" so that said Section when amended shall read as follows:

Sec. 349. Under and by virtue of said warrant or execution, the Sheriff shall seize and take exclusive possession of so much

A. D. 1901.

of the defaulting tax-payer's estate, real or personal, or both, as may be necessary to raise the sum of money named therein and said charges thereon, and, after due advertisement, sell the same before the Court House door of the County on a regular salesday and within the usual hours for public sales, for cash, make title thereof to the purchaser complying with the terms of sale, and annex the said title to the duplicate warrant with the endorsement thereon of his action thereunder, put the purchaser in possession of the property sold and conveyed, and after deducting from the proceeds of sale the amount of the taxes and charges, shall pay over the excess, if any there be, to the defaulting taxpayer, and the taxes so collected to the County Treasurer: *Provided*, That the owner and any mortgage creditor as well, may within six months from the day of such sale redeem such real estate by paying the taxes, penalties, costs and expenses of said sale together with eight per cent. interest. Redemption
allowed.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same hereby are repealed.

Approved the 20th day of February, A. D. 1901.

No. 350.

AN ACT TO PROVIDE UNIFORMITY AND EQUALITY IN THE ASSESSMENT OF PROPERTY RETURNABLE FOR TAXATION BY PERSONS, FIRMS OR CORPORATIONS ENGAGED IN TEXTILE INDUSTRIES, AND CANALS PROVIDING POWER FOR RENT OR HIRE, AND COTTON SEED OIL COMPANIES AND FERTILIZER COMPANIES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That all individuals, firms or corporations engaged, or that may be hereafter engaged, in this State, in the manufacture of textile fabrics of any kind, and canals providing power for rent or hire, and cotton seed oil companies and fertilizer companies, shall make their returns of property belonging to or connected with such manufacture, as usual for taxation to the Auditor of the county in which the property is situate, and after the same shall be passed on by the Township Return
Auditor. to

A. D. 1901. and County Boards of Equalization they shall forward all such returns, with such comments and suggestions as he shall see fit, to the Comptroller General as soon as the time for making returns has expired.

Forwarded to
Comptroller
General.

SEC. 2. That it shall be the duty of the Comptroller General to receive and safely keep said returns in his office, and the State Board of Equalization shall meet annually at Columbia at such time and place in said city as shall be fixed and notified to them by the Comptroller-General, and when they so convene he shall lay before said Board said returns, with such comments and suggestions thereon as he shall see fit.

State Board
of Equaliza-
tion.

SEC. 3. That said State Board of Equalization are hereby authorized and empowered to investigate and pass on said returns and to equalize the same both as to real and personal property in order to obtain uniformity of taxation upon the property of such industries; and to that end may adopt and promulgate such rules and regulations as may be just and equitable. In case any return so laid before said State Board is raised by it, then and in such case an adjourned meeting must be fixed by the Board for hearing the party or corporation whose return is raised and due notice thereof by mail must be given of said meeting to said party or corporation.

Certificate to
Auditor.

SEC. 4. That when said State Board shall have finally acted on said returns their actions shall be certified to the Comptroller General who shall transmit the same in so far as it affects the property of any County to the Auditor of said County who shall enter the same according to law on the tax books of his County.

SEC. 5. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

SEC. 6. This Act shall take effect immediately upon its approval.

Approved the 19th day of February, A. D. 1901.

No. 351.A. D. 1901.


AN ACT TO REQUIRE OWNERS OF REAL PROPERTY SITUATE PARTLY WITHIN AND PARTLY WITHOUT AN INCORPORATED TOWN OR CITY, TO LIST THE PART IN THE TOWN OR CITY SEPARATELY FROM THE PART OUTSIDE, AND PROVIDING PENALTY IF IT IS NOT DONE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the owners of Real Property situate partly within and partly without any incorporated town or city be and are hereby required to list the part in the town or city separately from the part outside the incorporate limits thereof. Separate tax
returns.

SEC. 2. This Act shall go into effect on the first day of January, 1902.

Approved the 8th day of February, A. D. 1901.

No. 352.

AN ACT TO RATIFY THE AMENDMENT TO THE CONSTITUTION OF THE STATE OF SOUTH CAROLINA, TO BE KNOWN AS "ARTICLE I. OF AMENDMENTS TO THE CONSTITUTION," TO AUTHORIZE AND EMPOWER THE GENERAL ASSEMBLY TO PROVIDE BY LAW FOR THE CONDEMNATION AND EQUITABLE ASSESSMENT OF LANDS FOR DRAINAGE PURPOSES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the amendment to the Constitution of the State of South Carolina which was submitted by Joint Resolution of the last past General Assembly, approved February 19th, A. D. 1900, to the qualified electors of the State, at the General election next thereafter; to be known and styled as "Article I. of Amendments to the Constitution," and upon which a majority of the electors, qualified to vote for members of the General Assembly, voting thereon voted in favor of such amendment, be, and the same is hereby, ratified and made a part of the Constitution of the State of South Carolina. That Constitutional
amendment.

A. D. 1901. the said amendment so made a part of the said Constitution is as follows:

“Article I. of Amendments to the Constitution.”

The General Assembly shall provide by law for the condemnation, through proper official channels, of all lands necessary for the proper drainage of the swamp and low lands of this State, and shall also provide for the equitable assessment of all lands so drained, for the purpose of paying the expenses of such condemnation and drainage.

Approved the 8th day of February, A. D. 1901.

No. 353.

AN ACT TO RATIFY THE AMENDMENT TO SECTION 7, ART. VIII., OF THE CONSTITUTION, RELATING TO MUNICIPAL BONDED INDEBTEDNESS.

Constitutional amendment.

Whereas the General Assembly did, by Joint Resolution, Approved February 19, 1900, submit to the qualified electors of the State, at the general election next thereafter, an amendment to the Section 7, of Article VIII, of the Constitution of the State of South Carolina by adding thereto a clause providing that the limitation imposed by said Section 7, Article VIII, and by Section 5, article IV., of said Constitution (Article IV. in said Joint Resolution being inadvertently written for article X., and hereinafter designated as Article IV. instead of article X., so as to conform to the amendment as proposed and voted on) should not apply to bonded indebtedness incurred by the cities of Columbia, Rock Hill, Charleston, Florence and Georgetown, when the proceeds of said bonds are applied to certain purposes:

And whereas a majority of the electors qualified to vote for members of the General Assembly, voting thereon at the general election next succeeding the passage of the said Joint Resolution, did vote in favor of said amendment.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the amendment to Section 7, of Article VIII., submitted by the last General Assembly to the

qualified electors of the State at the general election next thereafter, and upon which a majority of the electors qualified to vote for the members of the General Assembly, voting thereon at the last past general election voted in favor thereof, be, and the same is hereby, ratified and made a part of the Constitution of the State of South Carolina, that the said amendment so made, a part of the said Constitution, is as follows:

A. D. 1901.

That the following amendment to Section 7, of Article VIII., of the Constitution be agreed to: Add at the end thereof the following words: Provided that the limitation imposed by this Section and by Section 5, Article IV., of this Constitution shall not apply to bonded indebtedness incurred by the cities of Columbia, Rock Hill, Charleston and Florence, where the proceeds of said bonds are applied solely for the purchase, establishment, maintenance or increase of water works plants, sewerage system; and by the City of Georgetown, when the proceeds of said bonds are applied solely for the purchase, establishment, maintenance or increase of water works plant or sewerage system, gas and electric light plants where the entire revenue arising from the operation of such plants or systems shall be devoted solely and exclusively to the maintenance and operation of the same, and where the question of incurring such indebtedness is submitted to the freeholders and qualified voters of such municipality, as provided in the Constitution, upon the question of other bonded indebtedness.

Approved the 8th day of February, A. D. 1901.

No. 354.

AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO FURTHER PROVIDE FOR THE RETURN AND ASSESSMENT OF PROPERTY FOR TAXATION," APPROVED THE 2ND DAY OF MARCH, A. D. 1897, SO AS TO MAKE TOWNSHIP ASSESSORS EQUALIZERS AS WELL AS ASSESORS OF PROPERTY.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 4 of an Act, entitled "An Act to further provide for the return and Assessment of prop-

XXII. Stats.,
464, amended.

A. D. 1901.

erty for taxation," approved the 2nd day of March, A. D., 1897, be amended by striking out in line 20, the words "but not," and inserting in lieu thereof the word "or" and by inserting on line 40 between the words "greater" and "them," the words "by one hundred dollars or more," and that said Section be further amended by inserting the following words between the words "them" and "said" in line ("27") twenty-seven of the Section, to wit: "but they shall not reduce the aggregate value of real and personal property below the aggregate value thereof as returned to the County Auditor," so that said Section 4 when so amended, shall read as follows:

Township
Boards of
Commissioners
and Assessors;
duties.

Section 4. The Township Boards of Commissioners and Special Board of Assessors shall meet annually, on the first Tuesday in March, or as soon thereafter as practicable, at some convenient place or places for the purpose of performing the duties devolved upon them. It shall be their duty to carefully consider the returns and lists laid before them by the County Auditor, and if necessary to compare the same with the tax returns and tax duplicate for the previous year or years. They shall diligently seek for and discover all property both real and personal, in their respective tax districts not previously returned by the owner or agents thereof or not listed for taxation by the County Auditor and thereupon it shall be their duty to list the same for taxation in the name of the owner or person to whom it is taxable. It shall thereupon be their further duty to fairly and impartially assess the value of all property, both real and personal in their respective tax districts, entering upon their returns and lists furnished them. And they shall have the right in performing their duties hereunder to increase or to lower the valuation of any property real or personal as fixed by the County Auditor or as returned by any person; and it shall not be deemed material whether the return so increased was intentionally or unintentionally false, or whether the property whose value is so raised was intentionally or unintentionally returned at less than its fair cash value by the County Auditor and upon the lists made out by them, the valuation fixed by them; but they shall not reduce the aggregate value of real and personal property below the aggregate value thereof as returned to the County Auditor," said returns and lists, with said valuations, to be by them laid before the County Auditor on or before the third Tuesday of March in each year except that for

the Township Florence, in the county of Florence for the year 1897, the same to be laid before the County Auditor on or before the 31st of March: *Provided, however,* That real estate shall be valued and assessed by said Boards only in those years when real estate is by law required to be returned, except that said Boards may in any year, value, and assess any real estate and improvements thereon which they may ascertain or discover have not previously been returned or assessed for taxation. Whenever the valuation and assessment of any property is fixed by said Boards at a sum greater by one hundred dollars or more than the amount returned by the owner or his agent, or whenever any property is valued and assessed for taxation which has not been previously returned or assessed, it shall be the duty of the County Auditor on or before the fourth Monday in March, of the year in which the valuation and assessment is made to give to the owners or agent of such property written notice thereof which notice may be served upon such owner or his agent personally, or by mailing the same to such person or his agent at his last known place of residence and such owner or his agent, if he objects to such valuation and assessment, shall have the right of appeal to the County Board of Commissioners sitting on the County Board of Equalization, which appeals shall be heard by said County Board. The account of the County Auditor for the necessary stationery and postage to enable him to give the notice herein required shall be a valid claim against the County and shall be paid as other County claims are paid. Nothing in this Act contained shall be construed as interfering with the duty of the County Auditor of adding fifty per cent. to the value of personal property as a penalty as provided in Sections 279, 295 and 297 of the Revised Statutes of 1893, nor with the duties of the County Auditor as prescribed in Section 290 of the Revised Statutes of 1893.

A. D. 1901.

Real estate
when assessed.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be and the same are hereby repealed.

Approved the 19th day of February, A. D. 1901.

A. D. 1901.

No. 355.

AN ACT RELATING TO ATTORNEYS' COSTS IN THE SUPREME COURT.

Attorneys
costs in appeal
to Supreme
Court.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the passage of this Act when an appeal is taken to the Supreme Court of this State the following costs shall be allowed in all classes of cases legal or equitable: for the Plaintiffs or Defendants Attorneys, for making and serving a case or a case containing Exceptions, 10 Dollars; for procuring an Order of Injunction 5 Dollars; on argument in the Supreme Court 25 dollars.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 20th day of February, A. D. 1901.

No. 356.

AN ACT FIXING COSTS AND EXPENSES FOR THE SETTLEMENT OF ESTATES OF LESS THAN ONE HUNDRED DOLLARS.

Costs and
expenses set-
tlement estates
under \$100.00.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That all the items of costs and expenses allowed by law in the administration and settlement of estates, where the amount of such estate is less than one hundred dollars, shall be one-half the amount as now provided by law.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act are repealed.

Approved the 19th day of February, A. D. 1901.

No. 357.

A. D. 1902.

AN ACT TO AMEND SECTION 9 OF AN ACT ENTITLED "AN ACT TO PROVIDE THE ORGANIZATION OF THE SUPREME COURT, TO DEFINE ITS POWERS AND JURISDICTION, AND TO PROVIDE FOR THE APPOINTMENT OF ITS OFFICERS, AND TO DEFINE THEIR DUTIES," APPROVED 19TH DAY OF JANUARY, A. D. 1896, IN RELATION TO THE REPORTER AND REPORTS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section 9 of an Act entitled "An Act to provide the Organization of the Supreme Court, to define its Powers and Jurisdiction, and to Provide for the Appointment of its Officers, and to Define their Duties," approved the 19th day of January, A. D. 1896, be, and the said section 9 is hereby amended by striking from said Section all after the words "a brief statement of the case and arguments" down to and including the words "four hundred copies of such reports," and strike out the word "publish," and insert the word "prepare" in lieu thereof on the 18th printed line of the said Section, and strike out the word "published" and insert in lieu thereof the word "prepared" on the 20th and 21st printed lines of the said Section, and between the word "volume" and the word "he," near the end of the Section, insert the following: "There shall be appointed at the present session of the General Assembly, and every two years hereafter, a Committee of three, to be composed of one member of the Senate, to be appointed by the President of the Senate, and two members of the House, to be appointed by the Speaker of the House, to serve for two years, whose duty it shall be to procure and contract for a period of two years, with a competent publisher for the publication and disposition, according to the contract, of the advanced sheets of decided cases, and of the Supreme Court Reports in volumes of not less than six hundred pages; the contract to fully stipulate style of binding, type, paper, number of volumes of each edition, and the method and manner of disposition of the same, which committee shall report to both Houses at each Session. And the Reporter shall carefully, properly and promptly prepare and deliver to the publishers the copy or manuscript for the advanced sheets of all decided cases, as the decisions are filed, and for each volume of the reports as often

Act of 1896,
22 Stats. 8.
amended.

A. D. 1901.

as the decisions of said Court shall be sufficient to constitute a volume of not less than six hundred pages; and by striking out the word "nine," and by inserting in lieu thereof the word "thirteen" in the last sentence of said Section; so that the said Section when thus amended, shall read as follows:

Section 9. The Supreme Court shall appoint a reporter for the term of four years, who shall take the constitutional oath before any one of the Justices or the Clerk of the Supreme Court. It shall be the duty of the Justices of the Supreme Court to deliver to the Reporter full notes of all decisions made by them which they shall deem of sufficient importance to publish. The Reporter shall faithfully prepare all such decisions for publication; and whenever in the opinion of the Court it shall be necessary for a proper understanding of the decision, he shall report therewith a brief statement of the case and arguments. It shall be his duty, in addition to the report of the cases which he may be instructed to prepare under the order of the Court, to append the titles of all other cases decided by the Court during the period covered by each volume prepared by him, stating in a short note, the principle or principles decided in each case, and also adding a list of all cases cited by the Court in its decisions, as well as what cases previously decided have been overruled, modified or confirmed, and what Statutes have been construed by said Court during said period. He shall also append to each volume an alphabetical list of all cases reported, and an alphabetical list of all cases cited, criticised, affirmed, overruled or modified, and a full and complete index to the contents of the volume. There shall be appointed at the present session of the General Assembly, and every two years hereafter, a Committee of three, to be composed of one member of the Senate, to be appointed by the President of the Senate, and two members of the House, to be appointed by the Speaker of the House, to serve for two years, whose duty it shall be to procure and contract for a period of two years with a competent publisher for the publication and disposition, according to the contract, of the advanced sheets of decided cases, and of the Supreme Court Reports in volumes of not less than six hundred pages; the contract to fully stipulate style of binding, type, paper, number of volumes of each edition, and the method and manner of disposition of the same; which Committee shall report to both Houses at each session. And the Re-

porter shall carefully, properly and promptly prepare and deliver to the publisher the copy or manuscript for the advanced sheets of all decided cases, as the decisions are filed, and for each volume of the Reports as often as the decisions of said Court shall be sufficient to constitute a volume of not less than six hundred pages; he shall receive a salary of thirteen hundred dollars per annum, payable upon the warrant of the Comptroller General.

A. D. 1901.

Approved the 21st day of February, A. D. 1901.

No. 358.

AN ACT TO AMEND SECTION 11 OF THE CODE OF CIVIL PROCEDURE OF THIS STATE, RELATING TO THE JURISDICTION OF THE SUPREME COURT.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section 11 of the Code of Civil Procedure of this State relating to the jurisdiction of the Supreme Court, be and the same is hereby amended by the addition thereto of the following subdivision to be numbered "4." Sec. 11, Code of Civil Procedure, amended.

"4. An interlocutory order or decree in the Court of Common Pleas, granting or continuing or modifying or refusing an injunction, or else granting or continuing or modifying or refusing the appointment of a Receiver hereafter granted in any action, *Provided*, That the notice of appeal must be given within ten days from written notice of the filing of such interlocutory order or decree; and such appeal shall take precedence in the Supreme Court; and the proceedings in other respects in the Court below shall not be stayed during the pendency of such appeal unless otherwise ordered by the Court below."

Approved the 15th day of February, A. D. 1901.

A. D. 1901.

No. 359.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTION 18 OF THE CODE OF CIVIL PROCEDURE FIXING THE TIMES FOR HOLDING COURTS IN THE FIRST JUDICIAL CIRCUIT," APPROVED FEBRUARY 19, 1898, SO FAR AS DORCHESTER COUNTY IS CONCERNED.

Code, Sec. 18, amended. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That subdivision IV. of Section 18 of the Code of Civil Procedure as amended by an Act entitled "An Act to Amend Section 18 of the Code of Civil Procedure fixing the times for holding Courts in the First Judicial Circuit" approved February 19, 1898, be and the same is hereby amended by striking from said Section all provision for a summer term of Court, so that the said subdivision shall read:

Courts in Dorchester. The Court of General Sessions for the County of Dorchester shall be held at St. George's on the second Monday in February, and the third Monday in October; and the Court of Common Pleas at the same place, on the Wednesdays succeeding the second Monday in February, and the third Monday in October.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be and the same are hereby repealed.

Approved the 1st day of February, A. D. 1901.

No. 360.

AN ACT TO FIX THE TIME FOR HOLDING THE COURTS IN THE SECOND CIRCUIT.

Courts in Beaufort. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That on and after the passage of this Act, the circuit courts for the County of Beaufort shall be held at Beaufort as follows: The winter term: the Court of General Sessions beginning on the first Monday in January, and the Court of Common Pleas at the same place the Wednesday following. The spring term: the court of General Sessions at Beaufort for the County of Beaufort, on the fourth Monday in May. The fall term: The Court of General Sessions for the

County of Beaufort, on the first Monday of September, and A. D. 1901.
the Court of Common Pleas on the Wednesday following said
Monday.

SEC. 2. That all Acts and parts of Acts inconsistent with
this Act are hereby repealed.

Approved the 8th day of February, A. D. 1901.

No. 361.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO FIX THE
TIME FOR HOLDING THE COURTS IN THE THIRD JUDICIAL
CIRCUIT.

SECTION 1. *Be it enacted* by the General Assembly of the
State of South Carolina: That Subdivision 1 of Section 1 of an
Act entitled "An Act to fix the time for holding the Courts in
the Third Judicial Circuit," approved the 17th day of February,
1900, be amended by striking out, on the second line of said Act of 1900,
XXIII. Stats.
311, amended.
subdivision, the words "last Monday," and inserting in lieu
thereof the words "Monday before the last Monday." And
further by striking out, on the fifth line of said Section, the
words "last Monday," and inserting in lieu thereof the words
"Monday before the last Monday;" so that the subdivision,
when amended, shall read as follows:

1. The Court of General Sessions at Florence, for the Coun-
ty of Florence, on the Monday before the last Monday in Feb-
ruary, the first Monday after the fourth Monday in May, and
the second Monday in October; and the Court of Common
Pleas, at the same place, on the Wednesday following the Mon-
day before the last Monday in February, the first Monday af-
ter the fourth Monday in May, and the second Monday in Oc-
tober.

Sec. 2. This Act shall go into effect immediately after its
approval.

Approved the 31st day of January, A. D. 1901.

A. D. 1901.

No. 362.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTION 21 OF THE CODE OF CIVIL PROCEDURE BEING SECTION 21, OF PART 1, TITLE 3, VOL. 2, OF THE REVISED STATUTES, AS TO THE TIME OF HOLDING COURTS IN THE FOURTH CIRCUIT," APPROVED THE 26TH DAY OF JANUARY, 1897, SO AS TO ABOLISH THE PROVISIONS FOR THE JUNE TERM OF THE COURT OF GENERAL SESSIONS FOR THE COUNTIES OF HORRY AND CHESTERFIELD.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend Section 21 of the Code of Civil Procedure, being Section 21, of part 1, Title 3, Vol. 2, of the Revised Statutes, as to the time of holding Courts in the Fouth Circuit," approved the 26th day of January, 1897, be, and the said Act is hereby, amended by striking out those certain words in various parts of the said Act, which provide for a June Term of the Court of General Sessions in the Counties of Chesterfield and Horry respectively, and by changing the time of the meeting or sitting of the Court of General Sessions for the other Counties of the Fourth Circuit, so as to make the summer sessions of the said Court continuous until completed, so that the said Act when so amended shall read as follows:

Sec. 21 Code
of Civil Pro-
cedure, as to
Courts in
Chesterfield
and Horry
amended.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 21 of the Code of Civil Procedure, being Section 21, of Title 3, Part 1, Vol. 2, of the Revised Statutes of 1893, be, and the said Section is hereby, amended so as to read as follows:

Time for
Courts in

Section 21. The Circuit Courts of the Fourth Circuit in the year A. D. 1897, and in every alternate year thereafter, to wit: In A. D. 1899, in A. D. 1901, and so on, shall be held as follows:

Horry.

1. The Court of General Sessions for the County of Horry at Conway on the first Monday of March, and the first Monday of October; and the Court of Common Pleas at the same place on the Wednesdays next following the first Monday of March and the first Monday of October.

Marion.

2. The Court of General Sessions for the county of Marion, at Marion on the second Monday of March, the second Monday

of June, and the second Monday of October; and the Court of Common Pleas at the same place on the Wednesdays following the second Monday in March and the second Monday in October. A. D. 1901.

3. The Court of General Sessions for the County of Darlington at Darlington on the fourth Monday of March, the third Monday of June, and the fourth Monday of October; and the Court of Common Pleas at the same place on the Wednesdays following the fourth Monday of March and the fourth Monday of October. Darlington.

4. The Court of General Sessions for the County of Chesterfield at Chesterfield on the Tuesdays next following the third Monday after the fourth Monday of March, and the fifth Monday after the fourth Monday of October; and the Court of Common Pleas at the same place on the Wednesdays next following the third Monday after the fourth Monday of March and the fifth Monday after the fourth Monday of October. Chesterfield.

5. The Court of General Sessions for the County of Marlboro, at Bennettsville on the fifth Monday after the fourth Monday of March, the fourth Monday in June and the third Monday after the fourth Monday of October; and the Court of Common Pleas on the Wednesdays next following the fifth Monday after the fourth Monday of March, and the third Monday after the fourth Monday of October. And the Circuit Courts of the Fourth Circuit in the year A. D. 1898, in the year 1900, in the year 1902, and so on in each alternate year from 1898, shall be held as follows: Marlboro.

1. The Court of General Sessions for the County of Horry, at Conway, on the first Monday of March, and the first Monday of October; and the Court of Common Pleas at the same place on the Wednesdays next following the first Monday of March, and the first Monday of October. Horry.

2. The Court of General Sessions for the County of Darlington, at Darlington, on the second Monday of March, the second Monday of June, and on the fourth Monday after the fourth Monday of October; and the Court of Common Pleas at the same place on the Wednesdays next following the second Monday of March, and the fourth Monday after the fourth Monday of October. Darlington.

3. The Court of General Sessions for the County of Chesterfield at Chesterfield on the Tuesday next following the first Chesterfield.

A. D. 1901. Monday after the fourth Monday in March, and the second Monday of October; and the Court of Common Pleas at the same place on the Wednesdays next following the first Monday after the fourth Monday of March and the second Monday of October.

Marlboro.

4. The Court of General Sessions for the County of Marlboro, at Bennettsville on the third Monday after the fourth Monday of March, the third Monday of June and the fourth Monday of October, and the Court of Common Pleas at the same place on the Wednesdays next following the third Monday after the fourth Monday of March and the fourth Monday of October.

Marion.

5. The Court of General Sessions for the County of Marion, at Marion on the fifth Monday after the fourth Monday of March, the fourth Monday in June, and the second Monday after the fourth Monday of October; and the Court of Common Pleas at the same place on the Wednesdays next following the fifth Monday after the fourth Monday of March, and the second Monday after the fourth Monday of October. That all recognizances, pleadings, notices and papers whether dated heretofore or hereafter, shall be made returnable and applicable to the terms of the Court as fixed by this Section, and the Clerk of Court for each County in this Fourth Circuit shall give notice through one County paper at least thirty days before each session of Court, stating the day of the month on which the next Court will open for the County.

Notice to be given by Clerk.

The business of the Court of General Sessions shall have precedence in the respective Counties of this Circuit, and this Section shall not be so construed as to terminate the Court of General Sessions before the business thereof is disposed of; nor shall it be so construed as to prevent the opening of the Court of Common Pleas for the purpose of hearing causes by consent of parties before the terms herein fixed for the opening of the Court of Common Pleas. And the presiding Judge of any of the said Courts is hereby authorized to open the Court of Common Pleas, and to try by consent of parties at any time between the days on which said Circuit Courts open and close, any civil action, in the same manner and with the same effect as if said action should be tried at a regular term of the Court of Common Pleas.

Opening of the Common Pleas.

SEC. 2. That all Acts and parts of Acts inconsistent with

this Act or with the foregoing Section 21, as amended by this Act be and the same are hereby repealed. A. D. 1901.

SEC. 3. That this Act shall take effect immediately upon its approval.

Approved the 15th day of February, A. D. 1901.

No. 363.

AN ACT TO AMEND SECTIONS 5 AND 6 OF AN ACT ENTITLED
"AN ACT TO FIX THE TIMES FOR HOLDING THE CIRCUIT
COURTS IN THE EIGHTH JUDICIAL CIRCUIT," APPROVED
FEBRUARY 27, 1899.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Sections 5 and 6 of an Act entitled "An Act to fix the times for holding the Circuit Courts in the Eighth Judicial Circuit," approved February 27th, 1899, be and the same is hereby amended by striking out the words "except in the County of Greenville," and inserting in lieu thereof the following: "Except in the Counties of Greenville and Anderson;" so that said section shall be read as follows: XXIII. Stats.,
38. amended.

Section 6. No civil business requiring a jury shall be heard at the Summer Term of the Court of Common Pleas for any County in said Circuit, except in the Counties of Greenville and Anderson.

SEC. 2. That section 5 of said Act be amended by adding after the word September, in line 3, the following: *Provided*, That the Courts of Common Pleas may be opened at any term of the General Sessions for the purpose of taking judgments on Calendar 3, and for the trial of such equity causes as may be agreed upon by the parties thereto or by their attorneys, so that when amended, said Section will read: 14.

SEC. 5. The Court of General Sessions at Greenville, on the fourth Monday in January, the last Monday in May and the second Monday in September: *Provided*, That the Court of Common Pleas may be opened at any term of the General Sessions for the purpose of taking judgments on Calendar 3, and for the trial of such equity causes as may be agreed upon by the parties thereto or by their attorneys; and the Court of Common Pleas for the said County at the same place on the fourth

A. D. 1901. Monday in March, the fourth Monday after the fourth Monday in June, and the eighth Monday after the fourth Monday in September.

That the title of said Bill be amended by striking out from the title the word **Section** and figure 6, and insert in lieu thereof the words "Sections" and the figures 5 and 6, so that said title, when amended, will read: "To amend Sections 5 and 6 of an Act entitled "An Act to fix the times for holding the Circuit Courts in the Eighth Judicial Circuit," approved February 27, 1899.

Approved the 20th day of February, A. D. 1901.

No. 364.

AN ACT TO AMEND SECTION 565 OF THE CRIMINAL STATUTES (1893) OF THIS STATE BY ADDING AFTER THE WORD MANSLAUGHTER WHEN THE SENTENCE IS OVER FIVE YEARS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 565 of the Criminal Statutes (1893) of this State be, and the same is hereby amended by adding after the word manslaughter when sentence is over five years so that said Section as amended shall read as follows, to wit:

Sec. 565,
Crim. Sta.,
amended.

Section 565. The Board of Directors of the Penitentiary are hereby authorized and empowered to lease or hire out any convicts in the Penitentiary, except convicts under sentence for rape, murder, arson and manslaughter when the sentence is over five years, under the following rules, regulations and restrictions with all others imposed by the said Board: That the said Board of Directors shall make an annual report to the General Assembly at the regular sessions, showing the number and names of convicts hired out, to whom hired, for what purpose, and for what consideration; and the Board of Directors are authorized to retain for the use of the Penitentiary all amounts received by them for the hire or labor of convicts during the current fiscal year: *Provided*, That all existing contracts for the hire of convicts, convicted of manslaughter shall remain in force until the first day of January, 1902.

Approved the 20th day of February, A. D. 1901.

No. 365.

A. D. 1901.

AN ACT TO PERMIT A COPY OF THE ORDINANCES, RESOLUTIONS, MINUTES, OR RECORDS OF ANY TOWN OR CITY IN THIS STATE TO BE INTRODUCED IN EVIDENCE IN ANY OF THE COURTS OF THIS STATE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: A copy of any ordinance, or resolution or of the minutes or records of any town or city of this State when certified under the hand of the officer having custody of the records of such town or city and under the corporate seal thereof shall be admitted in evidence in any of the courts of this State on ten days' notice of intention to offer such copy being given to the opposite party or his attorney.

Approved the 8th day of February, A. D. 1901.

No. 366.

AN ACT TO AMEND SECTION 2401 (2258) OF REVISED STATUTES OF 1893 AS AMENDED BY AN ACT ENTITLED "AN ACT TO AMEND SECTION 2401 (2258) OF REVISED STATUTES OF 1893, AS AMENDED BY AN ACT APPROVED JANUARY 5TH, A. D. 1895, SO AS TO INCLUDE JURORS OF MARLBORO AND MARION COUNTIES IN THE PROVISIONS THEREOF," APPROVED 6TH MARCH, 1899, BY INCLUDING UNDER THE PROVISIONS THEREOF THE COUNTY OF CHEROKEE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to Amend Section 2401 (2258) of Revised Statutes of 1893 as amended by an Act approved January 5th, A. D. 1895, so as to include Marlboro and Marion Counties in the provisions thereof," approved 6th March, 1899, be and the same is hereby amended by inserting on line 3 of the said Section 2401 (2258) as amended, after the word "Marlboro" the word "Cherokee," so that said Section when so amended shall read as follows, to wit: Section 2401 (2258). Whenever the terms of the Court of General Sessions and Common Pleas in the Counties of Edgefield, Barnwell, Marion, Marlboro, Cherokee, Aiken, Wil-

2401 Revised
Stats., XXIII.
Stats., 40,
amended.

A. D. 1901. Williamsburg, Richland, Orangeburg, York, Greenville, Colleton, Chester, Darlington, Florence and Union shall be for two or more weeks, no petit Jurors shall be required to serve more than one week at any term of said Courts; *Provided*, That in the Counties of Marlboro and Marion such extra venire shall be drawn for the Spring term of each alternate year only, beginning with the year 1899 in Marlboro County, and in the year 1900, in Marion; the Clerks of said Counties shall receive no extra compensation for issuing such venire, and the Sheriffs of said Counties shall receive no compensation for serving same, except mileage shall be allowed. Thirty-six jurors shall be drawn in the manner provided by law to serve for the first week, and a like number shall be drawn so to serve for each subsequent week of each term of said Courts; but whenever a jury shall be charged with a case, such jury shall not be discharged by reason of anything in this Section contained until a verdict shall have been found or a mistrial ordered in such case: *Provided*, that the thirty-six Jurors drawn in the County of York for the second week, and in the County of Barnwell for the second week of each Winter term, and in the County of Aiken for the second week of each Spring term of said Courts, and in the Counties of Darlington and Florence for the second week of each Fall term of said Courts, and for the Counties of Marion and Marlboro for the second week of each term of said Courts, which is unlimited by the Statute for these Counties, respectively, may be held over after the expiration of the time for which they were drawn, and until the business on the Session's docket and the business on Calendar 1. of the Court of Common Pleas for these Counties shall be disposed of. Separate writs of venire shall issue for the Jurors drawn to serve for each week of said terms of Court.

SEC. 2. That this Act shall go into effect immediately upon its approval

SEC. 3. That any and all Acts and parts of Acts inconsistent with or repugnant to the provisions of this Act be and the same are hereby repealed.

Approved the 8th day of February, A. D. 1901.

No. 367.

A. D. 1901.

AN ACT TO PROVIDE FOR THE EMPANELLING OF THE JURORS IN THE COURTS OF COMMON PLEAS, AND TO PRESCRIBE THE MANNER IN WHICH CIVIL ACTIONS AND ISSUES ORDERED BY THE COURT SHALL BE TRIED.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That in the trial of all actions at law, in the Courts of Common Pleas, and issues ordered to be framed by the Judge in equity cases in said Courts, it shall be the duty of the Clerk to furnish the parties or their attorneys with a list of Twenty of the Jurors to be drawn and selected by ballot from the whole number of Jurors who are in attendance, the names on said lists to be numbered from one to Twenty and be stricken off by numbers in the same manner as the regular panels of Jurors in said Courts have been heretofore formed, from which said list the parties or their attorneys shall alternately strike until there shall be but twelve left, which shall constitute the jury to try the case or issue. In all cases the plaintiff shall have the first strike; and in all civil cases hereafter tried in the Courts of Common Pleas of this State, any party shall have the right to demand a panel of twenty competent and impartial jurors from which to strike a jury. When the list aforesaid is prepared by the Clerk and presented to the parties, or their Attorneys objection for cause must be made before striking, and if any objections are sustained the Clerk must fill up the list before the same is stricken.

Empanelling
jurors in Court
of Common
Pleas.

Objections
for cause,
when made.

SEC. 2. Should the Jury charged with any case be delayed in rendering their verdict, so that they could not be present to be drawn from in making the list to form a second Jury, then the Clerk shall present to the parties, or their Attorneys a list containing the names of twenty Jurors to be drawn by the Clerk from the remaining Jurors in the same manner as provided in section one, from which list the parties or their Attorneys shall alternately strike, as provided in section one of this Act, until twelve are left, which shall constitute the Jury.

SEC. 3. In all cases of default, where it may be necessary to have the verdict of a jury or in the trial of cases, when the parties or their Attorneys, shall waive the right to strike a Jury, the Clerk shall, under the direction of the Judge, draw and em-

Waiver.

A. D. 1901. panel a Jury, who shall pass upon such matters as may be submitted to them in default cases, or the trial of such cases, when the parties have waived the right to strike the Jury, as stated in this section.

SEC. 4. This Act shall go into effect and be of force on the first day of September, 1901.

SEC. 5. All Acts or parts of Acts inconsistent with this Act be, and the same is hereby repealed.

Approved the 15th day of February, A. D. 1901.

No. 368.

AN ACT TO FURTHER REGULATE THE DRAWING AND SERVICE OF GRAND JURORS.

Drawing
Grand Jurors
under extraor-
dinary circum-
stances.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That whenever for any cause, such as the quashing of the array or there being no Court at the Fall Term, there has heretofore been or shall hereafter be a failure to draw the names of six members of any Grand Jury for any County to serve on the Grand Jury for that County for the ensuing year as required by law, there shall be drawn, at the proper time for drawing the Grand Jury, eighteen names from the jury box, instead of twelve, and the said eighteen persons, whose names are so drawn, shall be summoned and shall serve as the Grand Jury for the year in question, and shall be the lawful Grand Jury for such County for that year, and until their successors be drawn, summoned and qualified according to law.

SEC. 2. That when the Judge, entitled to preside, fails to attend and to hold the fall or last term of the Court of Common Pleas and General Sessions for any County, the Clerk of the Court shall have the right and is required hereby to make the drawing from the outgoing Grand Jury, that is to say from the Grand Jury for the then current year of the names of the six members who shall serve as a part of the Grand Jury for the then ensuing year, with the same force and effect as if the names of the said six Grand Jurors had been drawn in the presence of the Presiding Judge.

Approved the 7th day of February, A. D. 1901.

No. 369.

A. D. 1901.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT RELATING TO ESTATES OF MINORS," APPROVED 9TH FEBRUARY, 1900.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act Relating to Estates of Minors," approved 9th February 1900 be and the same is amended on the third line by striking out the word "twenty-five" and inserting in lieu thereof the word "fifty," so that said section when amended shall read as follows:

XXIII. State,
348, amended.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That in cases where a minor becomes entitled to a sum of money not exceeding fifty dollars, in the settlement of estates, or under the judgment, order or decree of any Court, and such minor has no general or testamentary guardian to whom such sum may be paid, and whose estate however derived is, in the judgment of the Court in which the settlement is made, or the judgment, order or decree is rendered, too small to warrant the expense of the appointment of a guardian, it shall and may be lawful for such Court, or the Judge thereof, to make an order for the same to be paid to the minor, or the father or mother of such minor, or if the father and mother be dead to some other person for the benefit of such minor, as to such Court or Judge may seem best.

Approved the 20th day of February, A. D. 1901.

No. 370.

AN ACT TO AMEND SECTION 156 AND 158 OF THE CODE OF CIVIL PROCEDURE, IN REGARD TO THE SERVICE OF A SUMMONS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That subdivision 4 of section 156 of the Code of Civil Procedure be, and the same is hereby, amended on line 36 of said Section of said Code as printed as part of Volume 2 of Revised Statutes approved by the General Assembly of 1893, by inserting after the word "Postoffice" the fol-

Code of Civil
Procedure,
Sec. 156,
amended.

A. D. 1901. lowing: "And such personal service so made and likewise in Magistrates Courts, shall be complete and final on the day of the date of the personal service of the summons as fully as if such personal service had been made under the provisions of section 155 of the Code of Civil Procedure;" so that said subdivision of section 156 when amended, shall read as follows:

Where the subject of the action is real or personal property in this State and the defendant has or claims a lien, or interest actual or contingent therein or the relief demanded consists wholly or partly in excluding the defendant from any interest or lien therein. The order shall direct the publication to be made in one newspaper, to be designated by the officer before whom the application is made, as most likely to give notice to the person to be served, and for such length of time as may be deemed reasonable, not less than once a week for six weeks. In case of publication the Court, Judge, Clerk, Master or Judge of Probate shall also direct a copy of the summons to be forthwith deposited in the postoffice, directed to the person to be served at his place of residence, unless it appears that such residence is neither known to the party making the application nor can with reasonable diligence be ascertained by him: When publication is ordered, personal service of the summons out of the State is equivalent to publication and deposit in the postoffice. And such personal service so made and likewise in Magistrates Courts shall be complete and final on the day of the date of the personal service of the Summons as fully as if such personal service had been made under the provisions of Section 155 of the Code of Civil Procedure. In case of minors in like cases, a similar order shall be made and like proceedings be had as in case of adults.

SEC. 2. That subdivision 4 Sec. 158 of the Code of Civil Procedure, be and the same is hereby amended by adding the following words after the word publication: "Except in the case of personal service in which case such service shall be complete and final on the day on which it is made, as provided in said Section 156," so that subdivision 4 of section 158, when amended shall read as follows:

In the cases mentioned in Section 156 the service of the Summons shall be deemed complete at the expiration of the time prescribed by the order for publication, except in the case of personal service in which case such service shall be complete

and final on the day on which it is made as provided in said A. D. 1901. Section 156.

SEC. 3. That said Section 156 of the Code of Civil Procedure of 1893 be, and the same is hereby amended by inserting between the word "actions" and the word "for" on line 69 of said Section 156 the following words "affecting the title to real property or" so that such part of said Section 156 as is hereby amended shall read as follows, "In actions affecting the title to real property or for the partitions of real estate or for the foreclosure of mortgage on real estate if any party or parties having any interest or lien upon such mortgaged premises are unknown to the plaintiff and the residence of such party or parties cannot with reasonable diligence be ascertained by him and such fact shall be made to appear by affidavit to the Court or Judge, Clerk of the Court, Master or Judge of Probate, when the trial is to be had, such Court, Judge, Clerk, Master or Judge of Probate shall grant an order that the Summons be served on such unknown party or parties by publishing the same for six weeks once a week in a newspaper printed in the County where the premises are situated which publication shall be equivalent to a personal service on such unknown party or parties." *Id., Sec. 156, amended.*

Approved the 20th day of February, A. D. 1901.

No. 371.

AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO AMEND SECTIONS 3 AND 4 OF AN ACT ENTITLED, "AN ACT TO PROVIDE A SYSTEM OF COUNTY GOVERNMENT OF THE SEVERAL COUNTIES OF THE STATE, SO FAR AS IT RELATES TO THE MAINTAINING AND WORKING OF THE ROADS AND HIGHWAYS IN THE STATE," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900."

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 4 of an Act entitled "An Act to Amend Sections 3 and 4 of an Act entitled "An Act to Provide a System of County Government of the Several Counties of the State, so far as it Relates to the Maintaining and *XXIII. Stats., 289, amended.*

A. D. 1907. Working of the Roads and Highways in the State," Approved 19th of February, A. D. 1900," be amended, on line 55, by inserting between the words "Fairfield" and "Greenwood," the word "Greenville," and on line 59 by striking out the word "Greenville" and by inserting after Greenwood the words and Chesterfield and by striking out the word Darlington before the word Greenville and the word "Union" between the words Lexington and Williamsburg and inserting the word Darlington and by inserting between the word "days" and "Provided," the words "Union two days" and by striking the word "Hampton" from the Proviso between the words "Greenwood" and "Pickens," and striking the words "and fifty cents" from the proviso after the words "Laurens one dollar" and by inserting the word "Hampton" in said proviso between the words "Georgetown" and "Horry," so that said section, when so amended, shall read as follows:

Section 4. That all male persons able to perform the labor herein required between the ages of eighteen and fifty-five years except in the Counties of Oconee and Pickens, where the ages shall be between eighteen and fifty years; and except in the Counties of Greenwood and Chesterfield, where the ages shall be between the ages of eighteen and fifty; and except in Abbeville, Cherokee, Greenville, Orangeburg, Horry, Spartanburg and Union Counties, where the ages shall be from twenty-one to fifty; and also except ministers of the Gospel in actual charge of a congregation, and persons permanently disabled in the military service of this State, and persons who served in the late war between the States; and all persons actually employed in the quarantine service of the State; shall be required annually to perform or cause to be performed labor on the highways under the directions of the overseer of the road district in which he shall reside, as follows: in the Counties of Greenville, Pickens and Spartanburg, three days. In the Counties of Abbeville, Aiken, Anderson, Barnwell, Cherokee, Chesterfield, Fairfield, Greenwood, Kershaw, Lancaster, Laurens, Lexington, Williamsburg, Darlington and York, four days. In the County of Florence, five days. In the Counties of Bamberg, Chester, Clarendon, Colleton, Dorchester, Edgefield, Horry, Newberry, Oconee, Orangeburg, Saluda and Sumter, six days. In the Counties of Beaufort, Berkeley, Charleston, Georgetown, Hampton and Marion, eight days. And in the County of Rich-

land, ten days. Union, two days: *Provided*, That ten hours' labor shall be held to be a day's work: *Provided*, that the County Board of Commissioners of any County may cause to be levied a road tax not to exceed one mill on all taxable property of any township in their County, when so requested by a written petition, signed by two-thirds of the free-holders of such Township, such tax to be collected as other taxes, and to be expended on the roads and highways of such townships (except in the County of Pickens, where such petition shall not be necessary). And Bamberg County—in Bamberg County each special school district now or hereafter established shall be "a road district" and the County Board of Commissioners may cause to be levied a road tax not to exceed two mills on all the taxable property within said road district, on a petition signed by two-thirds of the freehold voters owning property within said road district (except that in Denmark Road District no petition shall be necessary, but there shall be levied and collected annually a tax of two mills on all the taxable property within said district) said tax to be collected as other taxes, and the funds so collected shall be paid out on the warrant of the Township Commissioners, countersigned by the Supervisor of the County, said funds to be expended on the public roads within said road district where collected: *Provided, further*, that in lieu of performing or causing to be performed the labor of ten hours per day, as herein named for the several Counties, a commutation tax may be paid by the person so liable on or by the first day of May of this year, and on or by the 1st day of February of each year hereafter, which in the Counties of Abbeville, Aiken, Anderson, Cherokee, Chesterfield, Clarendon, Darlington, Edgefield, Fairfield, Greenville, Greenwood, Pickens, Richland, Spartanburg, Sumter, Marlboro and Union shall be one dollar; in the Counties of Florence and Laurens one dollar, and in the Counties of Barnwell, Bamberg, Beaufort, Berkeley, Charleston, Chester, Colleton, Dorchester, Georgetown, Hampton, Horry, Kershaw, Lancaster, Lexington, Marion, Newberry, Orangeburg, Saluda, Williamsburg and York, shall be two dollars; and in the County of Oconee shall be three dollars: *Provided*, Persons liable to labor under this Act shall have the right to furnish a competent substitute to labor in his stead.

Approved the 1st day of February, A. D. 1901.

A. D. 1901.

No. 372.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO AMEND THE COUNTY GOVERNMENT ACT AS EMBODIED IN THE REVISED STATUTES AND ACTS AMENDATORY, AS TO WORKING ROADS IN MARLBORO COUNTY," APPROVED FEBRUARY 19, 1900; ALSO, TO AMEND AN ACT, APPROVED FEBRUARY 19, 1900, ENTITLED "AN ACT TO AMEND SECTIONS 3 AND 4 OF AN ACT ENTITLED "AN ACT TO PROVIDE A SYSTEM OF COUNTY GOVERNMENT OF THE SEVERAL COUNTIES OF THIS STATE, SO FAR AS IT RELATES TO THE MAINTAINING AND WORKING OF THE ROADS AND HIGHWAYS OF THIS STATE," APPROVED MARCH 23RD., 1896," AND TO MAKE CERTAIN SPECIAL PROVISIONS FOR THE COUNTY OF MARLBORO.

Act of 1900,
XXIII. Stats.
at Large, 292,
repealed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled An Act to amend the County Government Act, as embodied in the Revised Statutes and Acts amendatory, as to Working Roads in Marlboro County, Approved February 19, 1900, be and the same is hereby repealed.

Act of 1900,
XXIII. Stats.
886, amended.

SEC. 2. That an Act entitled "An Act to provide a system of County Government of the several Counties of the State, so far as it relates to the maintaining and working of the roads and highways of this State," approved March 23rd. 1896, be amended by striking out the last proviso of said Act, commencing with the words, "*Provided, also,* that in Marlboro County," and ending with the words, "the money realized to be a part of the road fund," and inserting in lieu thereof the following special provisions for working and maintaining the public roads and highways of Marlboro County:

Days liable
for road duty;
commutation
tax; when pay-
able.

SECTION 4a. That all persons liable to road duty shall be, in Marlboro County, required annually to perform, or cause to be performed labor on the public roads and highways of said County, six days, if so much be required; *provided*, that in lieu of performing or causing to be performed the labor as herein required, a commutation tax of one dollar may be paid by the person so liable to the County Treasurer on or before the first Monday in May of each year, and for that purpose the office of the County Treasurer of said County shall be kept open on the first Mondays of January, February, March, April and May of each and every year.

SECTION 4b. That the County Board of Commissioners are authorized and required to levy and have collected a special tax of one mill on all the taxable property of said County of Marlboro, such tax to be collected as other taxes, and, with the commutation tax aforesaid, be expended by and under the supervision of the County Supervisor on the public roads, highways and bridges of said County in such manner as may be deemed most efficient and expedient by the County Board of Commissioners of said County. A. D. 1901.
Levy of special road tax.

SECTION 4c. That the County Chain Gang may be used on the roads of the said County or hired to any reliable person, or corporation, at the discretion of the County Board of Commissioners, the money realized to be a part of the road fund. Chain gang
may be used
on roads;
funds from
hire of.

SECTION 2. That all Acts or parts of Acts inconsistent with, or supplied by this, are hereby repealed.

SECTION 3. That this Act shall take effect immediately upon its approval.

Approved the 8th day of February, A. D. 1901.

No. 373.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTIONS 3 AND 4 OF AN ACT ENTITLED 'AN ACT TO PROVIDE A SYSTEM OF COUNTY GOVERNMENT OF THE VARIOUS COUNTIES OF THE STATE, SO FAR AS IT RELATES TO THE MAINTAINING AND WORKING OF THE ROADS AND HIGHWAYS IN THE STATE,' APPROVED 23d MARCH, 1896," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900, BY ADDING ANOTHER SECTION TO BE KNOWN AS SECTION 2.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled "An Act to amend Sections 3 and 4 of an Act entitled 'An Act to Provide a System of County Government of the various Counties of this State, so far as it relates to the maintaining and working of the roads and highways in the State,' approved 23d March, 1896," approved the 19th day of February, A. D. 1900, be and the same is hereby amended, by adding the following to be known as Section 2:

A. D. 1901.

XXIII. Stats.
286, amended.

SEC. 2. That the County Board of Commissioners for the County of Colleton shall order and direct the overseers of the various public highways of the said County to summon the hands liable to work upon each of the said highways to labor thereon at such time or times during each year as they may deem proper and the condition of the said highways may render it necessary, each of the said overseers being ordered and directed to summon and require of each of the said hands six full days' work in each year upon the highway to which he has been assigned. That in the event the said Board of County Commissioners shall fail and neglect to so order and direct any overseer of the County, as aforesaid, each of the members of the said Board so failing and neglecting shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine of fifty dollars or be imprisoned on the County chain-gang for a period of twenty days. That any overseer who shall fail or neglect to summon the hands liable to road duty and require of them to labor upon the highways as aforesaid, when ordered and directed so to do by the County Board of Commissioners, shall be guilty of a misdemeanor, and upon conviction thereof shall pay a fine of twenty-five dollars, or be imprisoned on the County Chain Gang for a period of twenty days. That it shall be the duty of the said County Board of Commissioners to prosecute each of the said overseers failing and neglecting to carry out the order and direction of the said Board as aforesaid. In the event of the failure of the said County Board of Commissioners to so prosecute each of the overseers failing and neglecting to carry out the order of the said Board within thirty days after being informed of the failure and neglect of such overseer, each of the said Board so failing and neglecting to so prosecute such delinquent overseer within the time aforesaid shall be guilty of a misdemeanor, and upon conviction thereof subject to pay a fine of fifty dollars, or be imprisoned on the County Chain Gang for a period of twenty days.

That no contract for the repair of any highway, causeway, or for the building or repair of any bridge less than twenty feet in width, shall be given out at the expense of the County until the hands liable to work upon such highway shall have labored thereon for six full days in the year in which such contract is to be awarded, and any contract entered into in violation of this provision shall be absolutely null and void: *Provided*, the

County Board of Commissioners may buy at the expense of the County necessary boards for flooring bridges built and repaired also necessary spikes. A. D. 1901.

That the entire amount of money expended by the County Board of Commissioners for the repair of the highways and causeways and the repair and building of bridges shall not exceed in any one year, exclusive of the support of the County Chain Gang, the sum of twelve hundred dollars. That any member of the said Board who votes for the approval of or pays any claim against the County, out of the funds of the County, by check upon the County Treasurer, or otherwise, in excess of the said sum, shall be guilty of a misdemeanor, and upon conviction thereof shall be sentenced to pay a fine of one hundred dollars or be imprisoned on the County Chain Gang for a period of thirty days for each and every offence.

That the Magistrates of the said County shall have jurisdiction to try any person or persons prosecuted for violating provisions of this Section. That in the County of Pickens all persons liable to road duty as now provided by law shall pay annually on or by the first day of February of each year hereafter a road tax of two dollars \$2.00. The County Treasurer of said County is hereby authorized and required to collect the same and to give his receipt therefor. Any person or persons failing or refusing to pay the tax herein provided for shall be required annually to perform or cause to be performed five (5) days' labor on the highways under the direction of the County Board of Commissioners, Contractor or Overseer of the road district in which he shall reside, all provisions of the road law for said County not in conflict with this Section shall be of full force but when conflicting with the same is hereby repealed.

That in the County of Newberry any overseer who shall fail or neglect to summon the hands liable to road duty and require of them to labor upon the highways as aforesaid, when ordered and directed so to do by the County Board of Commissioners, shall be guilty of a misdemeanor, and upon conviction thereof shall pay a fine of twenty-five dollars, or be imprisoned on the County Chain-Gang for a period of twenty days. That it shall be the duty of the said County Board of Commissioners to prosecute each of the said overseers failing and neglecting to carry out the order and direction of the said Board as aforesaid. In the event of the failure of the said County Board of Com-

STATUTES AT LARGE

missioners to so prosecute each of the overseers failing and neglecting to carry out the order of the said Board within thirty days after being informed of the failure and neglect of such overseer, each of the said Board so failing and neglecting to so prosecute such delinquent overseer within the time aforesaid shall be guilty of a misdemeanor, and upon conviction thereof subject to pay a fine of fifty dollars, or be imprisoned on the County Chain-Gang for a period of twenty days.

That the Magistrates of the said County shall have jurisdiction to try any person or persons prosecuted for violating the provisions of this Section.

Approved the 19th day of February, A. D. 1901.

No. 374.

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF CHAIN GANGS IN INCORPORATED CITIES, TOWNS AND VILLAGES SITUATED IN COUNTIES THAT HAVE NO COUNTY CHAIN GANGS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the authorities governing any city, town or village situated in Counties where county chain-gangs do not exist, if they see fit so to do, may establish and operate a chain-gang for the purpose of working the streets of such city, town or village, and the public roads leading into such city, town or village.

Chain gangs
in towns, etc.

SEC. 2. That all able-bodied male persons convicted before the Court of Magistrates in Counties where no County chain-gang exists, shall be sentenced according to law, to work upon the chain-gang established under this Act, by the city, town or village nearest the office of the Magistrate sentencing such person.

Who may be
sent to.

14. SEC. 3. That all able-bodied male persons convicted before the Court of General Sessions of Counties not having county chain-gangs, who are sentenced for a period of one year or less, shall be sentenced to work upon some one of the chain-gangs established under this Act.

Proviso.

SEC. 4. That if after the passage of this Act, any county

which has not already established a county chain-gang, should hereafter establish a county chain-gang, then this Act shall not apply to such county. And if after the passage of this Act any county should abandon the county chain-gang, then and in that event this Act shall immediately become operative and of full force and effect as to such county so abandoning the county chain-gang system. A. D. 1901.

SEC. 5. That all Acts and parts of Acts inconsistent with this Act, be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1901.

No. 375.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTION 1087 OF THE GENERAL STATUTES, RELATING TO DAMAGES CAUSED BY DEFECTIVE HIGHWAYS, CAUSEWAYS, OR BRIDGES," NOW APPEARING AS SECTION 1169 OF THE REVISED STATUTES OF SOUTH CAROLINA, BY ADDING THERETO AN ADDITIONAL PROVISIO.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend Section 1087 of the General Statutes, relating to damages caused by defective highways, causeways, or bridges," approved December 19th, A. D. 1892, and appearing as Section 1169 of the Revised Statutes of South Carolina, be, and the same is hereby amended by adding thereto the following additional proviso: "*Provided, further,* That if in any case brought under this Act it is made to appear that before the damage occurred the supervisor of such County had been notified in writing, by any citizen, that the highway, causeway, or bridge, at or on which the damage occurred was defective, or needed repair, the burden of proof as to the negligence of County officials shall be upon the County to show, either that such defect did not in fact exist, or that it had been properly repaired, or that a reasonable time had not elapsed since such notice within which to make such repairs," so that the said section shall read as follows:

Section 1169 (1087.) Any person who shall receive bodily

Sec. 1087,
Genl. Stat.,
Sec. 1169, Re-
vised Stat.,
amended.

A. D. 1901. injury or damage in his person or property through a defect or in the negligent repair of a highway, causeway, or bridge, may recover, in an action against the County, the amount of actual damages sustained by him by reason thereof: *Provided*, Such person has not in any way brought about such injury or damage by his own act, or negligently contributed thereto. If such defect in any road, causeway, or bridge existed before such injury or damage occurred, such damage shall not be recovered by the person so injured, if his load exceeded the ordinary weight: *Provided, further*, That such County shall not be liable unless such defect was occasioned by its neglect or mismanagement: *Provided, further*, That if in any case brought under this Act it is made to appear that before the damage occurred the Supervisor of such County had been notified in writing, by any citizen, that the highway causeway or bridge, at or on which the damage occurred was defective, or needed repair, the burden of proof as to the negligence of County officials shall be upon the County to show, either that such defect did not in fact exist, or that it had been properly repaired, or that a reasonable time had not elapsed since such notice within which to make such repairs.

Approved the 19th day of February, A. D. 1901.

No. 376.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE INCORPORATION OF TOWNS OF NOT LESS THAN ONE THOUSAND, NOR MORE THAN FIVE THOUSAND INHABITANTS," APPROVED MARCH 5TH, 1896, SO AS TO DELEGATE TO CERTAIN TOWNS THE POWER TO AUTHORIZE ERECTIONS OF OBSTACLES IN, UNDER OR UPON ITS STREETS AND ROADS, AND FURTHER AS TO FIRST ELECTION OF OFFICERS AFTER ACCEPTING CHARTER UNDER THE GENERAL LAW.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act to provide for the Incorporation of Towns of not less than One Thousand and not more than Five Thousand Inhabitants, approved March 5th,

1896, be, and the same is hereby amended by adding to Section 14 of said Act the following: And the said Town Council shall likewise have power and such power is hereby expressly delegated to it, in its discretion to authorize the erection of poles, posts and any other obstructions, which without legislative sanction, either mediately or immediately given, would constitute nuisances in, upon, or under the highways, streets, and roads of the said town; so that said Section when amended shall read:

A. D. 1901.

Act of 1896,
XXII. State,
72. amended.

Section 14. The said Town Council shall have power to open, and it shall be their duty to keep in good repair, all the streets and ways which may be necessary for public use within the limits of said town, and for such purposes they are hereby invested with all the powers, rights and privileges now given or hereafter to be given, to the County Board of Commissioners of the several Counties of this State on public roads within the limits of said town. And the said Town Council shall likewise have power and such power is hereby expressly delegated to it, in its discretion to authorize the erection of poles, posts, and any other obstructions, which without legislative sanction, either mediately or immediately given, would constitute nuisances in, upon, or under the highways, streets and roads of the said town.

Powers over
streets.

SEC. 2. That there be added to Section 25 of the said Act the following Proviso: *Provided*, That for the purpose of holding the first election of officers under the new Charter given under this Section, the Town Council under the old Charter shall have full power and authority to appoint the Managers of election and to certify the result to the officers so elected to supervise said election in the same manner as the election for Intendant and Wardens under the Charter surrendered was conducted, so that said Section 25 of the Act when so amended shall read as follows:

First election
under new
charter; how
conducted.

Section 25. Any Town of more than One Thousand and less than Five Thousand inhabitants already chartered which is desirous of surrendering its Charter and accepting incorporation, under this Act or whose Charter is about to expire may be incorporated under this Act. The Town Council of such Town may submit the question to a vote of the qualified electors at an election ordered on twenty days' notice. If the election results in favor of surrendering the old Charter and accepting a Char-

A. D. 1901.

ter under this Act, the Town Council shall certify such results, accompanied by the sworn return of the managers of said election, to the Secretary of State; who shall thereupon issue to said Council a certificate of incorporation of said Town with the privileges, powers and immunities and subject to the limitations, prescribed in this Act: *Provided*, That for the purpose of holding the first election of officers under the new Charter given under this Section. The Town Council under the old Charter shall have full power and authority to appoint the managers of election, and to certify the result to the officers so elected and to supervise said election in the same manner as the election for Intendant and Wardens under the Charter surrendered, was conducted.

SEC. 3. That all Acts or parts of Acts, inconsistent with this Act or in any wise repugnant hereto, be, and the same, are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 377.

AN ACT TO PROVIDE FOR THE INCORPORATION OF CITIES OF MORE THAN FIVE THOUSAND INHABITANTS.

Incorporation
of cities of
more than
5,000 inhabit-
ants.

Petition.

Commission-
ers to be ap-
pointed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That whenever one hundred citizens of any proposed city of this State, containing more than 5,000 inhabitants, shall desire that the said city shall become incorporated, they may present to the Secretary of State a petition for that purpose, setting forth the name of the proposed city, the proposed corporate limits and the number of inhabitants thereof signed by at least one hundred freehold voters of said proposed city, the Secretary of State shall then issue a commission to not more than ten, or less than five commissioners, citizens of said proposed city, empowering them to proceed to the proper registration of the electors within the proposed corporate limits of the proposed city, and to advertise an election for twenty (20) consecutive days in the newspapers published within the proposed corporate limits of the proposed city, and if there be no newspapers published therein, then to advertise

by posting a notice of such election for twenty consecutive days in not less than three public places within such proposed corporate limits, and to appoint managers to conduct the same, which election shall be conducted as all other municipal elections, and at which the electors shall vote on the following questions: 1., Corporation; 2, Name; 3, Mayor and Aldermen, voting for one Alderman from each Ward, and if said proposed city be not divided into Wards, then for six Aldermen from the proposed city at large. The managers of such election shall make their sworn returns of the result of said election to the said Commissioners, who shall certify the same to the Secretary of State, which return shall show the number of those voting in said election, together with the number of those voting on each of said questions. If a majority of those voting in such election shall vote in favor of such proposed territory being incorporated, then the Secretary of State shall issue a certificate of incorporation of said proposed city, under this Act, which certificate shall state the name of the proposed city, and those receiving the highest number of votes for Mayor and Aldermen, respectively, in the election hereinbefore provided for, shall be the Mayor and Aldermen of said city until their successors shall have been elected as hereinafter provided for.

A. D. 1901.

SEC. 2. Said City shall be governed by a Mayor and Aldermen or in case of municipalities being divided into Wards, one Alderman from each Ward who shall be, and be known as the City Council of said city. Said Mayor and Aldermen shall be qualified electors of this State and of the County in which said city is situated, and they shall have resided in the corporate limits of said city at least six months immediately preceding the day of election. If a city be divided into Wards, the Alderman from each Ward shall be a qualified elector thereof and shall be elected by the qualified electors thereof. The said Mayor and Aldermen shall be elected every two years on such days and at such places in said city as shall be designated by the City Council of said City, ten days public notice thereof being previously given. They shall hold their offices for a term of two years and until their successors shall have been elected and qualified.

Mayor and Aldermen.

SEC. 3. All elections shall be held in some convenient public places in said city; the polls shall be open from eight o'clock in

Municipal elections.

A. D. 1901. the forenoon to four o'clock in the afternoon and shall be conducted by Managers who shall be appointed as hereinafter provided for.

Voters.

SEC. 4. All male inhabitants residing within the corporate limits of the said city and qualified to vote according to the provisions of the Constitution of this State, who have been duly registered, shall be entitled to vote at the election provided for in this Act.

Managers of election.

SEC. 5. In all cases of cities incorporated under this Act, the Managers of Elections shall be appointed by the City Council of such city for each polling precinct at least ten days before the day fixed for the holding of any election for Mayor and Alderman or either of them and the names of such Managers shall be published at the same time and in the same place as the notice of elections hereinafter provided for.

Conduct of elections.

SEC. 6. In all elections provided for in this Act the Managers shall be sworn by the Mayor, or in his absence or in case of disability, by one of the Aldermen of said City or by any officer authorized to administer oaths fairly and impartially to conduct such elections according to law and make a true return of the result thereof. Immediately upon the closing of the polls, the Managers shall proceed to count publicly the votes cast, and shall continue such count until the same is completed, and make a statement of the whole number of votes cast in such election together with the number cast for each person voted for Mayor and Alderman, upon the completion of which they shall transmit such statement to the City Council of such city who notify the parties elected of their election and the said City Council shall immediately upon receipt of such statement or report of the Managers open and publish the same by announcing the whole number of votes cast for each person voted for as Mayor or Alderman. The person securing the highest number of votes for Mayor shall be declared duly elected to that office and the person receiving the highest number of votes for Alderman, in number equal to the number of Aldermen to be chosen, shall be declared duly elected to that office. Such Mayor and Alderman, before entering upon the duties of their respective offices shall take the oath prescribed by the Constitution and also the following oath, to wit: As Mayor (or Alderman) of the city of ———, I will equally, fairly and impartially, to the best of my ability and skill, exer-

cise the trust reposed in me, and will use my best endeavors to preserve the peace and carry into effect according to law the purposes for which I have been elected so help me God.

A. D. 1901.

SEC. 7. In case a vacancy occur in the office of Mayor or Alderman by death, resignation or otherwise, all elections to fill such vacancies shall be held in the same manner and after the same notice as hereinbefore provided. That should the vacancy occur within sixty days of the regular election it shall be left to the discretion of the Council whether or not they shall order an election to fill the vacancy. In case of a contest or protest as to any municipal or special election held under this Act shall be determined in the manner now provided by the law of this State.

SEC. 8. The City Council of such city shall have power to elect one of its Alderman Mayor *pro tempore*, who shall be vested with all powers, duties, responsibilities, attached to the office of Mayor during the temporary absence or disability of the Mayor, or when the office of Mayor shall be and become vacant by reason of death, resignation, removal or permanent disability of the Mayor until a new Mayor shall have been elected and qualified. The said Mayor shall have power and authority to speedily try all offenders against the ordinances of said city in a summary manner without a jury unless demanded by the accused, unless such person enter into good and sufficient recognizance, to be approved by said Mayor, or in the case provided, the Mayor *pro tempore*, to appear for trial within four days after such arrest, or at such other time as may be agreed upon, in which event the trial shall be deferred until that time.

Mayor *pro temp.*

SEC. 9. Whenever said Mayor shall find a party tried before him guilty of violating an ordinance of said city, he shall have power to impose, in his discretion, a fine or imprisonment, in the alternative, not to exceed the limits prescribed for such violation by the ordinances of said city. From the sentence of said Mayor any party in interest feeling himself aggrieved shall have the right to appeal to the City Council: *Provided*, He give notice of such appeal within twenty-four hours upon the sentence being pronounced, and enter into bond to appear and defend before said Council, at a time to be specified in such bond, and to abide the sentence or judgment of said city Council: *Provided*, The appellant may pay the fine imposed under

Judicial power.

A. D 1901.

protest, and appeal to the City Council, without giving bond. At the trial of such appeal the Mayor, or, in case of his absence or disability, the Mayor *pro tempore* shall preside and the Aldermen shall sit as a jury to try the facts. They may reverse, modify or confirm any or all rulings and conclusions of the Mayor, or Mayor *pro tempore* made and reached in the first trial of the case: *Provided*, That in all cases the person convicted shall have the right of appeal to the Court of General Sessions within five days from time of sentence. Such appeal may be taken either from the sentence of the Mayor or from the sentence of the City Council; but the appeal shall not operate to stay the execution of the sentence unless the appellant give bond, to be approved by the Mayor, conditioned to abide the judgment of the Court of General Sessions.

Council meetings.

SEC. 10. The Mayor shall have authority to summon the Aldermen to meet in council for the transaction of business pertaining to the corporation whenever in his judgment it may be necessary.

Corporate powers.

SEC. 11. The corporate name of every city incorporated under this Act shall be "the city of _____," and by such corporate name said city may sue and be sued, plead and be impleaded in any Court of law or equity in this State, and may purchase, hold, enjoy and possess, for the use of said city, in perpetuity, or for the term of years any estate, either real or personal or mixed and sell, alien and convey the same at will. The said city shall have and keep a common seal, which shall be affixed to all ordinances passed by the Mayor and the Aldermen thereof.

Police powers.

SEC. 12. And the said City Council shall have full power to make, ordain and establish all such rules, by-laws, regulations and ordinances respecting its roads, streets, markets, police, health and order of said city as shall appear to them necessary and proper for the security, welfare and convenience of the said city, or for preserving the health, peace, order and good government within the same: *Provided*, That no monopoly shall be granted in such incorporated cities for the sale of breadstuffs or meats. And the City Council may fix by ordinance and impose fines and penalties for the violation of the said rules, by-laws, regulations and ordinances not to exceed the sum of one hundred dollars, or imprisonment for not more than thirty days, and shall appropriate all revenues arising

therefrom to the use of the said corporation: *Provided*, Such ordinances, rules and by-laws or regulations be not contrary to the laws of the State. Every person sentenced to imprisonment, either directly or in consequence of a failure to pay a fine imposed, shall be subject to work upon the public roads of said city or of the county in which such city is situate during the term of such imprisonment. A. D. 1901.

SEC. 13. That said City Council may, and they are hereby authorized annually to require by ordinance the payment of such reasonable sums of money as a license by any person or persons, corporation or corporations, engaged or intending to engage in any calling, business, occupation or profession, in whole or in part, within the limits of said cities, except those engaged in the calling or profession of teachers or ministers of the Gospel: *Provided*, That said license shall be graduated according to the gross income of the persons, firms or corporations required to pay such license, or upon the amount of capital invested in said business. They shall have power to collect license or taxes from all persons representing publicly within the limits of said city, for gain or reward, any plays or shows of whatever nature or kind soever; and said City Council are hereby authorized and empowered to pass such ordinances as are necessary to give full force and effect to this Section and to punish delinquents thereunder. Licenses.

SEC. 14. Said Council shall have power to impose by ordinance, published at least twenty days, an annual tax, not exceeding one and one-fourth per cent. of the assessed value thereof on all real estate lying within the corporate limits of said city and all personal property within the same, including bonds and stocks of banks and insurance companies and other corporations, the real estate of churches and school associations from which such churches and school associations draw a revenue or which are intended to be rented out for such purpose, except such as is exempt from taxation under the Constitution and laws of this State. Such tax shall be levied by the town authorities on the property within the corporate limits as assessed for taxation for County and State purposes. The taxes so levied shall constitute a lien upon the property upon which it is levied until paid paramount to all other liens, except the lien for County and State taxes and for the purpose of collecting the same. "The said City Council Municipal
tax levy.

A. D. 1901. shall have the power to enforce the payment of all taxes levied under authority of this Act against the property of defaulters, to the same extent and in the same manner as is provided by law for the collection of State and County taxes, except that executions to enforce the payment of the taxes due the said city shall be issued under the seal of the corporation by the clerk thereof, and directed to the Chief of Police, or any other officer designated by the City Council for that purpose."

Streets, ways and bridges. SEC. 15. The said City Council shall have power and it shall be their duty to keep in good repair all the streets, ways and bridges within the limits of said city, and for such purpose they are invested with all the powers, rights and privileges within the limits of said city that are now given, or that may hereafter be given to the County Board of Commissioners of the several Counties of this State as to public roads.

How opened. The said City Council shall have, and is hereby given the further authority to lay out and open new streets in said city, and to close up, widen, or to otherwise alter those now in use, or those which may hereafter be established, whenever in their judgment the same may be necessary for the improvement or convenience of said city, *provided*, that they shall first pay damages, should any be claimed, to the land owner or owners through whose premises such street or streets may run. Said damages to be fixed and determined by five freeholders of said city, two of whom shall be chosen by the said city council, two by the said land owner or owners, and the fifth by the persons so chosen, and who before assessing said damages shall be sworn to do impartial justice between the said city and said land owner or owners, taking into consideration the damages that may accrue to him or them thereby, *and provided further*, that should such land owner or owners refuse or neglect after ten days' notice from said City Council to nominate in writing two freeholders for the purpose above indicated then the City Council may appoint the same, who shall proceed as if appointed by said land owner or owners. Either of the parties shall have the right to appeal from the award of the said Commissioners to the Court of Common Pleas, and on such appeal to have the questions at issue tried *de novo* before a jury in said Court, *provided further*, that said appeal shall not operate to delay the opening, widening or altering of any said street, but the City Council may take possession of said lands, and

proceed upon the said work, on depositing with the Clerk of Court of Common Pleas, the amount fixed by said Commissioners. A. D. 1901.

SEC. 16. The said City Council shall have power and authority to equip and control a fire department for the protection of said city in such way as they may deem necessary and by ordinance to establish fire limits in said city, and to prescribe and designate the kind and character of material to be used in erecting and repairing buildings or structures within and upon that portion of said city included within such fire limits. All buildings or structures erected within such fire limit contrary to the ordinance of said city may be abated and removed by said City Council as a public nuisance. Fire department.

SEC. 17. The said City Council shall have authority to appoint or elect as many policemen, regular or special, as may be necessary for the proper government of said city, to fix their salaries and prescribe their duties. They shall be sworn in and vested with all the powers now conferred by law upon Constables, in addition to the special duties imposed upon them by Council: *Provided*, such powers shall not be exercised beyond the limits of said city: *Provided*, That in cities where Boards of Police Commissions have been established by law, the election or appointment of the police officers and men of such cities shall be governed by the provisions of law pertaining to said Board of Police Commission for such city. Policemen.

SEC. 18. The said Council shall have authority to establish a guard house or houses and prescribe suitable rules and regulations for the government of the same. They may by ordinance, or the Mayor and Aldermen, or any one of them, in person may authorize any policeman of said city to arrest and commit to said guard house for a period not exceeding twenty-four hours before trial, unless such arrest be made on Saturday, in which case it shall not exceed forty-eight hours before trial any person or persons who, in view of any officer within the said corporate limits, shall be engaged in a breach of peace, riotous or disorderly conduct, open obscenity, public drunkenness, or any conduct grossly indecent; and it shall be the duty of the policemen of said city to arrest and commit all such offenders, when required by any ordinance or any member of said Council so to do, and they shall have power to call to their assistance the *posse comitatus* if necessary in making such arrests; and Guard house.

A. D. 1901.

upon failure of such policeman to perform his duty, he shall be liable to such fines and penalties as said Council may fix by ordinance: *Provided*, That the imprisonment provided for in this Section shall not deprive the party so imprisoned, of his rights to trial as hereinafter provided.

Nuisances.

SEC. 19. The said City Council shall have full power to abate all nuisances within the corporate limits of said city, to appoint a Board of Health for said city, and to pass all such ordinances as may be necessary to define the duties of said Board. Said City Council shall have power to borrow money for corporate purposes, and to issue from time to time as occasion may require bonds of the corporation for the payment of the principal, for which said city shall be at all times liable: *Provided*, The property of the inhabitants of said city shall be bound for the payment of any said sum so borrowed, and the interest thereon, in no other way than by the imposition of an annual tax: *Provided, further*, That no such bonded debt shall in any instance exceed the maximum limit prescribed in the Constitution of this State, and that no bonded debt shall be created or increased except upon the vote of the citizens of the municipality as provided in the Constitution: *Provided, further*, That in anticipation of the collection of taxes in any fiscal year said City Council may from time to time, as occasion may require, borrow money for corporate purposes and pledge the taxes levied or to be levied, in said year for said purposes for the payment of the money so borrowed and interest thereon.

Reports of
Council.

SEC. 20. The members of each Council shall within thirty days after the expiration of their term of office, and at the time of the qualifying of the members of the new Council, make and deliver to the members of such new Council a full and accurate account of their receipts and expenditures during the term for which they were elected. And they shall likewise publish at the end of each year after the beginning of their term of office, a full statement of their receipts and expenditures during the preceding year. At the expiration of the term of office of any Council it shall be their duty to pay over to their successors any money in their hands or under their control at the time of making such returns, belonging to said corporation, and likewise to deliver up promptly at the end of their term all books, records or other property incident to their said offices, to their successors; and on failure so to do they shall be liable to the punishment prescribed by the following Section.

SEC. 21. For any willful violation or neglect of duty, malpractice, abuse or oppression, the Mayor or Aldermen so offending shall be liable to punishment by fine not exceeding one hundred dollars or imprisonment not exceeding thirty days, beside being liable for damages to any person injured by such neglect, malpractice, abuse or oppression.

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Misdemeanors.

SEC. 22. Any person who shall receive bodily injury or damage in his person or property through a defect in any street, causeway, bridge or public way, or by reason of defect or mismanagement of anything under the control of the corporation within the limits of such city, may recover, in an action against the same, the amount of actual damages sustained by him by reason thereof. If any such defect in a street, causeway or bridge existed before such injury or damages occurred, such damage shall not be recovered by the person so injured if his load exceeded the ordinary weight: *Provided*, That said corporation shall not be liable unless said defect was occasioned by its neglect or mismanagement: *Provided, further*, Such person has not in any way brought about such injury or damage by his or her own negligent act or negligently contributed thereto: *Provided, further*, that said city shall be liable for all damages done to the property of any citizen thereof or property holder therein by any of the officers, agents or servants under and by virtue of any authority or orders of said City Council.

Injuries through defects in streets, bridges, etc.

SEC. 23. Before any commission authorized in this Act is delivered by the Secretary of State, he shall require the production of a receipt from the State Treasurer for twenty dollars as charter fee, which receipt shall be filed with the papers in office.

Charter fees.

SEC. 24. The said City Council shall have the power to elect a Clerk, Treasurer, Auditor, City Attorney, who shall not be an officer of the corporation, Building Inspector, Sewerage and Plumbing Inspector, and any and all other officers that the said City Council may from time to time find it necessary or proper to have in the administration of the affairs of the said city, and the said City Council shall fix the powers, duties and compensation of such officers as may seem to them to be best. Any of the said officers who may be so required by the City Council shall give bond to such sum as may be fixed by said City Council for the faithful performance of their duties.

City officers.

A. D. 1901.

Trial by jury.

Charters under this Act; how obtained.

SEC. 25. Any person entitled to a trial by jury may demand a jury, and such jury when demanded shall be drawn from the qualified electors of the city in the same manner as is prescribed for drawing of juries in Magistrate's Court.

SEC. 26. Any City of more than 5,000 inhabitants, already chartered, whether by special Act or under a general law which is desirous of surrendering its charter and accepting incorporation under this Act, or whose charter is about to expire may become incorporated under this Act in the following manner, to wit: Upon the application to it of one hundred freeholders of said city, the City Council shall, at a special meeting called for that purpose, of which meeting ten days public notice shall be given, consider the question of surrendering its charter and becoming incorporated under this Act, and in case a majority of the said Council shall decide upon such surrender and incorporation, they shall order an election upon such questions in the manner hereinbefore provided, and if a majority of the qualified electors vote in favor of such surrender and incorporation, they shall certify the result to the Secretary of State, who shall thereupon issue to said Council the certificate of the incorporation of said city with the privileges, powers and immunities, and subject to the limitations herein prescribed: *Provided*, That in a city of over twenty-five thousand inhabitants such election shall not be ordered except upon the written application of one thousand freeholders and after a decision in favor thereof by three-fourths of said council, and two-thirds of the qualified voters must vote in favor of such surrender and incorporation before any certificate of incorporation under this Act shall be issued.

Term of charter.

Extension of city limits.

SEC. 27. That every certificate of incorporation shall continue of force from its date for a period of thirty years.

SEC. 28. Said City Council shall have power to extend the corporate limits of said city in the following manner: A petition shall be first submitted to said Council by a majority of the resident freeholders of the territory which it is proposed to annex praying that an election be ordered, to see if such territory shall be included in said City. The said City Council shall order an election after not less than ten days' public advertisement. At such election there shall be one poll at each precinct at which the qualified electors of the City may vote and one poll at each precinct for the qualified electors of the proposed

territory to vote. If a majority of the votes at each poll shall be in favor of annexation the Council shall publish the result of said election and declare the annexed territory a part of said city: *Provided, however*, that if the property sought to be annexed belongs to a corporation only, it may be annexed on the petition of the stockholders of said corporation. Any city increasing its territory shall file notice with the Secretary of State describing its new boundaries.

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SEC. 29. Any city incorporated under this Act may reduce its corporate limits in the following manner: Whenever a petition is presented to the City Council signed by a majority of the resident freeholders of said city, then said Council shall order an election, after not less than ten days' public advertisement. Such advertisement shall describe the territory that is proposed to be cut off. At said election should a majority of the qualified electors vote in favor of the release of the territory then said Council shall issue its declaration declaring the territory no longer a portion of said city, and shall so notify the Secretary of State furnishing him at the same time with the new boundaries of said city.

Reduction of city limits.

SEC. 30. Any city incorporated under this Act may be divided into wards by its City Council.

Wards.

SEC. 31. The said City Council are hereby authorized and empowered to require all male inhabitants of said city between the ages of eighteen and fifty years (active firemen and persons exempt by law from road duty excepted) to work upon the roads, streets and ways of said city not exceeding four days in each and every year, or in lieu of such work the City Council may compound with persons so liable to work in any amount not exceeding three dollars per annum, to be applied to the use of said City; and any person failing or refusing to perform such work or to compound as above provided upon conviction thereof before the Mayor or Acting Mayor (who may bring any such person before him by warrant) be fined not exceeding ten dollars or be imprisoned in the County jail for a period not exceeding thirty days.

Road duty on streets; commutation tax.

SEC. 32. The provisions of this Act shall not affect the rights and liabilities acquired by any city under a charter heretofore granted and obtained.

Approved the 19th day of February, A. D. 1901.

A. D. 1901.

No. 378.

AN ACT TO AUTHORIZE AND REQUIRE THE SUPERINTENDENT OF THE STATE PENITENTIARY TO HIRE OUT CONVICTS TO THE SEVERAL COUNTIES TO WORK ON THE PUBLIC HIGHWAYS, AND NOT TO HIRE THEM OUT FOR FARMING PURPOSES.

Convicts only
to be hired to
Counties.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the passage of this Act, the Superintendent and Directors of the State Penitentiary be, and they are hereby, authorized and required to hire out to such of the several Counties of this State, as may desire them, all able-bodied male convicts to hard labor in said institution to work on the public highways or the sanitary drainage in said Counties as can be spared from the State farms, and departments connected with the State Penitentiary, and the convicts sentenced to hard labor in the State Penitentiary shall not be hired out for farming purposes, and when hired out to the Counties as aforesaid, the compensation for their services shall be at the rate of four dollars per month, with board, lodging, clothing and medical attendance: *Provided*, That nothing herein contained shall apply to contracts now in force.

Approved the 21st day of February, A. D. 1901.

No. 379.


AN ACT TO AMEND THE REVISED STATUTES OF 1893, BY INSERTING A SECTION TO BE KNOWN AS SECTION 663a, WITH REGARD TO THE CHAIN GANG IN CHARLESTON COUNTY.

Revised Stats.
amended, chain
gang in Char-
leston.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Volume one of the Revised Statutes of 1893, be and the same is hereby amended by inserting the following to be known as Section "663a."

Section 663a. The Sanitary and Drainage Commission of the County of Charleston shall act in the place and stead of the County Supervisor and the County Board of Commissioners of Charleston County and require to be done by the County Chain Gang such work in the County as the said Commission may

deem necessary for the purposes for which said Commission was created in all respects as though the said convicts were under the direct control of said Supervisor or said Board save and except the said Commission shall not have the power to incur any expense in the keep, guarding or support of such convicts or in any other way whatever beyond the specific sum appropriated for their use unless such expense be provided for from other sources than taxation and no contracts made or entered into by said commission shall be binding upon said County but except in the matter of incurring expense and making contracts in the County said Commission shall have the power which said Supervisor or the County Board of Commissioners possess by law with regard to such convicts.

A. D. 1901.


SEC. 2. This Act shall take effect from its approval and all Acts and parts of Acts inconsistent herewith are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 380.

AN ACT INCORPORATING LITTLE MOUNTAIN SECTION OF LEXINGTON COUNTY INTO NEWBERRY COUNTY AND TO ALTER THE COUNTY LINE OF NEWBERRY COUNTY SO AS TO INCLUDE PORTIONS OF LEXINGTON COUNTY.

Whereas, under the Constitution of this State, Article VII., and an Act of the General Assembly carrying into effect the provisions of said Article of the Constitution one-third of the qualified voters residing within that section of Lexington County proposed to be cut off from said County and annexed to the County of Newberry did file their petition with the Governor, and whereas the Governor did order an election to be had in said section of Lexington County, which election was held on the thirty-first day of January, A. D. 1901, and more than two-thirds majority of the votes cast in said election having been in favor of the annexation of said section to County of Newberry; and *whereas* the provision of the Constitution and law have been fully complied with in every respect, now, therefore:

A. D. 1901.

Boundaries
of Lexington
and Newberry
Counties
changed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: The following described section of Lexington County be and the same is hereby cut off from said Lexington County, and incorporated within Newberry County. The following is a description of said territory, to wit: all that portion of the Town of Little Mountain, containing twelve hundred acres, commencing at a point on the line between Lexington and Newberry Counties where the same is intersected by the line of the corporate limits on the Southeastern side of the said Town of Little Mountain and running S. 38 E. 31 chains, thence N. 52 E. 160 chains, thence N. 38 W. 121 chains to the point of intersection of the line between the Counties of Lexington and Newberry and the line of the incorporate limits of the Town of Little Mountain on the Northwestern side and thence S. 24 W. 180 chains along said line between the Counties of Lexington and Newberry to the point of commencing; and said section shall constitute a part of No. 10 Township of Newberry County, and the lines between said Counties be changed to conform thereto.

SEC. 2. That the Auditor of Lexington County certify to the Auditor of Newberry County, after the close of his books each year the amount in mills of assessment necessary for the purpose of paying the interest on the Bonded indebtedness heretofore incurred by the Township of Lexington County of which said section heretofore formed a part, which shall be added to the levy imposed by the County of Newberry on the taxable property in the section cut off from Lexington County, and collected by the Treasurer of Newberry County with the other taxes and by him remitted to the Treasurer of Lexington County, whose receipt therefor shall constitute his proper voucher.

SEC. 3. That all Acts and parts of Acts inconsistent with this Act be and the same hereby are repealed.

Approved the 19th day of February, A. D. 1901.

No. 381.A. D. 1901.


AN ACT TO REPEAL SO MUCH OF AN ACT ENTITLED "AN ACT RELATING TO FEES AND SALARIES OF THE COUNTY OFFICERS OF THE SEVERAL COUNTIES OF THIS STATE AS RELATES TO MARION COUNTY AND NEWBERRY COUNTY," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That so much of an Act entitled "An Act relating to fees and salaries of the County Officers of the several Counties of this State, as relates to Marion County and Newberry County," approved the 19th day of February, A. D. 1900, be, and the said Act is hereby repealed.

Approved the 19th day of February, A. D. 1901.

No. 382.

AN ACT TO AMEND AN ACT TO AMEND SECTION I OF AN ACT ENTITLED "AN ACT TO PROVIDE COMPENSATION FOR THE MEMBERS OF THE TOWNSHIP COMMISSIONERS," SO AS TO FIX THE MILEAGE OF THE CHAIRMAN OF SAID COMMISSIONERS OF BEAUFORT COUNTY AT FIVE CENTS PER MILE, GOING AND RETURNING.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That section I of an Act entitled "An Act to amend Section I of an Act entitled 'An Act to provide compensation for the members of the Board of Township Commissioners,'" approved December 24th, 1894, be, and the same is hereby amended by inserting, on line 15 of said Act between the word "Equalization" and the word "*Provided*," the following: *Provided*, that in the County of Beaufort the chairman of the said Board of Township Commissioners shall receive as compensation for their services, besides their per diem herein provided for, mileage at five cents per mile going and returning from their homes to the Court House when attending upon the meetings of the County Board of Commissioners, so that said Section when so amended shall read as follows:

Section I. *Be it enacted* by the Senate and House of Repre-

A. D. 1901.

representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same: That the members of the Board of Township Commissioners, provided for in an Act entitled "An Act to provide a system of County Government for the several Counties of the State," approved January 4th, 1894, shall each receive as compensation for his services the sum of one dollar per day, for not exceeding five days, and the Chairman of said Board an additional sum of one dollar per day for each day's attendance and mileage of five cents per mile in the most direct route one way from his home to the Court House when attending upon the meetings of the County Board of Commissioners when the said County Board is not sitting as a Board of Equalization: *Provided*, That in the County of Beaufort the chairman of the said Boards of Township Commissioners shall receive as compensation for their services, besides their per diem herein provided for, mileage at five cents per mile going and returning from their homes to the Court House when attending upon the meetings of the County Board of Commissioners: *Provided*, That this Act shall not apply to the Counties of Pickens, Florence, Colleton and Clarendon.

Approved the 15th day of February, A. D. 1901.

No. 383.

AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO PROVIDE FOR THE COUNTY GOVERNMENT OF THE VARIOUS COUNTIES OF THE STATE,' APPROVED 19TH FEBRUARY, 1900," WITH REGARD TO THE COUNTY GOVERNMENT OF THE COUNTIES OF SUMTER AND MARLBORO.

23 Stat. at
Large, 279,
amended.

Sec. 1. As
to number
Commission-
ers in Sumter.

SEC. 1. Be it enacted by the General Assembly of the State of South Carolina: That an Act to amend an Act entitled 'An Act to Amend an Act entitled "An Act to provide for the County Government of the various Counties of this State," Approved 19th February, 1900' be and the same is hereby, amended so far as it refers to the County of Sumter, by providing that there shall hereafter be two Commissioners for said County instead of six, now constituting the County Board of Commis-

sioners and further that the compensation of the Supervisor of the said County shall be seven hundred and fifty dollars, instead of six hundred dollars, and further that the special provisions in said Act as to the payment of the Commissioners named in said Act for detail work and mileage and the performance of such work by said Commissioners be repealed: and the Supervisor of Marlboro County shall receive an annual salary of Five Hundred Dollars and devote his time to the improvement of the roads of said County.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby repealed.

Approved the 19th day of February, A. D. 1901.

No. 384.

AN ACT TO REQUIRE COUNTY COMMISSIONERS TO SHOW NATURE OF CLAIM IN PUBLISHED REPORTS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That in all Counties in this State where the County boards of Commissioners publish reports of claims approved by them, said reports shall show the nature of claim or the services rendered as well as the name of the claimant and amount allowed.

Approved the 8th day of February, A. D. 1901.

A. D. 1901.
Sec. 2. As to salaries County Supervisor in Sumter and Marlboro.

Reports of County Boards Commissioners to show nature of claims.

A. D. 1901.


No. 385.

AN ACT TO AMEND SECTIONS 1 AND 3 OF AN ACT ENTITLED "AN ACT TO AMEND AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED AN ACT TO PROVIDE FOR THE COUNTY GOVERNMENT OF THE VARIOUS COUNTIES OF THIS STATE," APPROVED THE 6TH DAY OF MARCH, 1899." APPROVED 19TH FEBRUARY 1900, ABOLISHING TOWNSHIP COMMISSIONERS IN YORK COUNTY AND INCREASING COMPENSATION FOR COUNTY COMMISSIONERS OF SAID COUNTY AND PROVIDING MILEAGE FOR COUNTY COMMISSIONERS OF FLORENCE COUNTY AND ADDITIONAL COMPENSATION FOR SUPERVISOR OF UNION COUNTY AND RELATING TO THE COMPENSATION AND DUTIES OF THE SUPERVISOR AND COMMISSIONERS IN ORANGEBURG COUNTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1 of the above entitled Act being No. 163, page 280, of the Acts passed at the Regular Session of 1900, be and the same is hereby amended by striking out all after and including the word "Provided" on line 22, down to and including the word "Provided" on line 32 thereof and to provide for mileage for the County Board of Commissioners of Florence County and fixing the salary of the Supervisor of Union County, so that said Section when so amended shall read as follows:

XXIII. Stats.,
280, amended.

Sec. 1. That there shall be in each of the Counties of this State a County Board of Commissioners, which shall be composed of the County Supervisor, who shall be elected and hold office as now provided by law, and two Commissioners who shall be appointed by the Governor, upon the recommendation of the members of the General Assembly from the several Counties, or a majority of them, and whose term of office shall be coterminal with that of the Supervisor with whom they are appointed to serve, and until their successors will be appointed and qualified. Said Commissioners shall be commissioned by the Secretary of State as other County officers, but without charge for their commissions: *Provided*, That in Pickens County the Supervisor and the said Commissioners shall each give bond in the sum of two thousand dollars: *Provided, further*, That in Sumter County six Commissioners shall be ap-

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pointed, who with the County Supervisor shall constitute the County Board of Commissioners in said County: *Provided, further,* That in Richland County one Commissioner shall be elected in each township by the qualified Electors thereof at the next general election and every two years thereafter, and they shall hold office for two years from election, and until their successors shall be elected and qualified: *Provided,* In the Counties of Colleton and Oconee the said County Commissioners for the said Counties are to be elected by the qualified electors thereof at the next general election and at each general election thereafter. They shall hold for two years, and until their successors are elected and qualified. One of said Commissioners shall be present and act with the County Supervisor in awarding all contracts for the repair of all highways and bridges, where the contract price exceeds ten dollars, and shall likewise be present when such repairs are to be inspected and received: *Provided,* That in the counties of Lexington, Laurens, Orangeburg, Spartanburg, Union and Dorchester, the County Board of Commissioners shall be composed of a Supervisor and two Commissioners, of which Board the Supervisor shall be Chairman, and said Supervisor and Commissioners shall be elected at the next general election and every two years thereafter and shall hold their terms of office for two years and until their successors shall be elected and qualified. Said Supervisor in the County of Lexington shall receive two hundred and fifty dollars per annum and shall give bond in the sum of two thousand dollars. The two Commissioners shall each give bond in the sum of one thousand dollars, except in the Counties of Lexington and Orangeburg where their bonds shall be two thousand dollars, and in the County of Orangeburg the said Supervisor shall give bond in the sum of two thousand dollars with sureties to be approved by the Auditor and Treasurer. In the Counties of Lexington and Union they shall each receive as compensation two hundred and fifty dollars per annum. And in Union County the Supervisor shall receive six hundred dollars per annum for his services; and in the County of Orangeburg the Supervisor and two Commissioners shall each receive three hundred and fifty dollars per annum; said salaries to be without mileage. In the County of Orangeburg, in addition to the duties now devolved by law upon such Boards, said Board of Commissioners for said Counties shall have joint control of the County chain

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gang and poor house farm and shall prepare and keep a record of the roads, with the number of miles of each highway and the number of bridges over ten feet in length on each of said roads, and shall also furnish a certified statement of the receipts and expenditures of all the county officers, and shall transmit the same to the members of the General Assembly, not later than ten days after the opening of the session thereof. In the county of Dorchester the Supervisor shall receive two hundred and fifty dollars, and the Commissioners two hundred dollars; and in said county of Dorchester and in the county of Marlboro the Commissioners shall, on or before the second Monday of each and every month, file with the Clerk of the Court of Common Pleas a full and itemized statement of all the purchases, disbursements and expenditures during the preceding month, which statement shall be open for public inspection.

SEC. 2. That Section 3 of said Act be and the same is hereby amended so as to provide for mileage for the County Board of Commissioners of Florence County and by adding at the end of said Section 5, the following: "Provided, further, that in the County of York each of the County Commissioners shall receive the sum of one hundred and fifty dollars per annum for per diem and mileage, the same payable monthly." So that when said Section shall be amended it shall read as follows:

XXIII. Stats.,
282, amended.

Sec. 3. That Section 5 of said Act be amended so as to read as follows: That said Commissioners shall each receive from the respective Counties, as compensation for their services, the sum of three dollars per day, not exceeding twenty-five days in any year, except the County Board of Commissioners of Florence County who shall receive five cents (5 c.) per mile one way in the most direct route going to the Court House on official business, except in Saluda, where they shall not exceed thirty days in any year; and in Newberry County, where the per diem shall not exceed seventy-five dollars; and in Chesterfield and Clarendon counties, where they shall receive two dollars per day and five cents per mile for each mile traveled in going to and returning from the meetings of the Board at the Court House, not exceeding twenty-five days; and in Greenville, where they shall receive two dollars per day not exceeding seventy-five days: *Provided*, The said Commissioners shall receive fifty dollars each for mileage for the year 1899; and in Lancaster and Sumter Counties, where they shall receive two dollars per day

for not exceeding twenty-five days; and in Sumter and Berkeley Counties mileage not exceeding five cents per mile in going to and returning from the Court House by the nearest route to attend the meetings of said Board, shall also be allowed said Commissioners; and in Fairfield County, where they shall receive two dollars per day, not exceeding thirty-five days; and in Greenwood County, where they shall be on duty not less than fifty days and each receive one hundred dollars per annum; and in Pickens and Oconee Counties, where they shall each receive two hundred dollars per annum after the year 1900; said Commissioners to be elected at the next general election, and every two years thereafter; and in Spartanburg County, where they shall receive two dollars and fifty cents per day for not exceeding one hundred days, and five cents per mile for each mile of necessary travel on official duty; and except in the County of Colleton, where they shall receive three dollars per day each for not exceeding fifty days in any one year, and except in the County of Aiken where they shall receive three dollars per day each for not exceeding sixty days in any one year: *Provided also*, That in the County of Sumter the six Commissioners shall receive two dollars per day for such detail work as it may be necessary for them, or any of them, to perform, and necessary mileage not exceeding five cents per mile in going to or returning from any place where it may be necessary for them to go in the interest of the County, but no Commissioner shall receive pay for more than twenty-five days in any one year: *Provided, further*, that in the County of York, each of the County Commissioners shall receive the sum of one hundred and fifty dollars per annum in full for their services, the same payable monthly.

Approved the 19th day of February, A. D. 1901.

A. D. 1901.

A. D. 1901.

No. 386.


AN ACT TO AMEND SECTION 5 OF AN ACT ENTITLED "AN ACT TO AMEND AN ACT TO AMEND AN ACT ENTITLED, 'AN ACT TO AMEND AN ACT ENTITLED AN ACT TO PROVIDE FOR THE COUNTY GOVERNMENT OF THE VARIOUS COUNTIES OF THIS STATE,' APPROVED THE 6TH DAY OF MARCH, 1899," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900, AS TO FLORENCE AND SPARTANBURG COUNTIES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section 5 of an Act entitled "An Act to amend an Act to amend an Act entitled 'An Act to amend an Act entitled "An Act to provide for the County Government of the various Counties of this State,' approved the 6th day of March, 1899," approved the 19th day of February, A. D. 1900, be, and the same is hereby, amended by inserting after the word "year" and before the word "provided" on line 23 the following: except in the County of Florence, the Members of the County Board of Equalization shall also receive five cents a mile one way in the most direct route to the Court House; and the County Board of Commissioners of Florence County shall draw their warrant on the County Treasurer of said County for such sum or sums of money as may be necessary, and shall pay the same to the respective Township Assessors and County Board of Equalization to the amount equal to, and just as much as the Assessors for the city of Florence received for their services for the year 1899. Said money shall be paid to the persons who served as Township Assessors and members of the County Board of Equalization for and during the year of 1899; and by striking out lines 29, 30, and 31, down to and including the word "duty," on line 32, and also by inserting after the word "approved" and before the words "except in Fairfield County" in said Section the following: "*Provided, further,* that in the County of Spartanburg the members of each of said Boards shall receive as compensation for their services two dollars per day for not exceeding ten days in any year, except when real estate is assessed and in such years, not exceeding fifteen days," so that said Section when so amended shall read as follows:

XXIII. Stats., Section 5. That section 7 be amended so as to read as follows:
 284, amended.

Section 7. That, except as hereinafter provided, the Township Boards of Commissioners are abolished, and the duties heretofore performed by said Township Boards of Commissioners and the County Boards of Commissioners, relative to the valuation, assessment and return of property for taxation, be, and the same are hereby, devolved upon Township Boards of Assessors, Special Boards of Assessors for cities and towns, as now provided by law, and the County Board of Equalization, which said Township and Special Boards shall be appointed every two years by the Governor, upon the recommendation of the members of the General Assembly from the respective Counties, or a majority of them, and their office shall be coterminal with that of the Governor appointing them, and until their successors shall be appointed and qualified, and the Chairman of each of said Boards shall be, *ex officio*, a member of the County Board of Equalization: *Provided*, That in Horry, Newberry and Pickens Counties, the township and town Boards shall be appointed by the Auditor; and in Spartanburg County, they shall be appointed by the County Board of Commissioners. The members of each of said Boards shall receive as compensation for the performance of their duties two dollars per day, for not exceeding five days in any year, except when real estate is assessed, and then not exceeding ten days in any said year; except in the County of Florence, members of the County Board of Equalization shall also receive five cents a mile one way in the most direct route to the Court House; and the County Board of Commissioners of Florence County shall draw their warrant on the County Treasurer of said County for such sum or sums of money as may be necessary, and shall pay the same to the respective Township Assessors and County Board of Equalization to the amount equal to, and just as much as the Assessors for the city of Florence received for their services for the year 1899. Said money shall be paid to the persons who served as Township Assessors and members of the County Board of Equalization for and during the year of 1899: *Provided*, That the action of the County Board of Commissioners of Spartanburg County in paying the members of the Township Boards of Assessors and of the County Board of Equalization at the rate of two dollars per day for the services rendered in the year 1899 be, and the same is hereby, ratified and approved; *Provided further*, that in the County of Spar-

A. D 1901.


A. D. 1901.  tanburg the members of each of the said Boards shall receive, as compensation for their services, two dollars per day for not exceeding ten days in any year, except when real estate is assessed, and in such years not exceeding fifteen days, except in Fairfield County where the number of days for each of said Boards shall not exceed three, and the members of the Township Boards shall have no mileage: *Provided*, in the County of Orangeburg, the County Auditor is hereby authorized and directed to appoint three discreet freeholders in each Township in said County, on or before the first day of March of each year, who shall constitute the Township Board of Assessors for the assessment and equalization of all taxable property in their respective Townships; and the said Board of Township Assessors shall elect one of the members as Chairman, and the Chairman of the respective Township Boards shall constitute the Township Board of Equalization, who shall meet at the call of the Auditor to equalize the taxable property of the County; and the said County Board of Equalization shall elect one of their number as Chairman of the County Board, and said Chairman shall be a member of the State Board of Equalization for said County. Each member of the Township Boards of Assessors shall receive one dollar for one day in each year and mileage, to be paid as other claims against the County, and the members of the County Board of Equalization shall receive each one dollar for one day in each year, and also mileage.

Approved the 19th day of February, A. D. 1901.

No. 387.

AN ACT TO REPEAL SO MUCH OF AN ACT ENTITLED "AN ACT TO DECLARE AND REGULATE THE FEES OF CLERKS OF THE COURTS OF COMMON PLEAS AND GENERAL SESSIONS IN THIS STATE, AND TO PROVIDE A SALARY IN LIEU AND INSTEAD OF COSTS AND FEES IN CRIMINAL CASES, AS RELATES TO HAMPTON AND MARION COUNTIES, (APPROVED THE 3D DAY OF MARCH, A. D. 1899) AND TO RESTORE FEES.

XXIII.
State, 46, re-
pealed as to
Hampton and
Marion Coun-
ties.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That so much of an Act entitled "An Act to declare and regulate the fees of Clerks of the Courts of

Common Pleas and General Sessions in this State, and to provide a Salary in Lieu and instead of costs and fees in Criminal Cases," as relates to Hampton and Marion Counties (approved 3d day of March, A. D. 1899), be, and the said Act is hereby repealed and the Clerk of the Court of Hampton and Marion Counties shall hereafter receive the fees and costs as provided in Section 2555 of the Revised Statute of 1893.

Approved the 19th day of February, A. D. 1901.

A. D. 1901.

No. 388.

AN ACT TO AMEND SECTION 3 OF AN ACT ENTITLED "AN ACT TO DECLARE AND REGULATE THE FEES OF CLERKS OF COURTS OF COMMON PLEAS AND GENERAL SESSIONS IN THIS STATE, AND TO PROVIDE A SALARY IN LIEU AND INSTEAD OF COSTS AND FEES IN CRIMINAL CASES," APPROVED 3RD OF MARCH, 1899.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 3 of an Act entitled "An Act to Declare and Regulate the Fees of Clerks of Courts of Common Pleas and General Sessions in this State, and to provide a Salary in Lieu and instead of Costs and Fees in Criminal Cases," approved 3rd of March, 1899, be, and the same is hereby amended on the seventh line of said Section, by striking out the word Hampton, and inserting the words "and Hampton" on the last line of said Section just before the word "county;" and by changing the word "County" to "Counties," so that said Section when amended shall read as follows: and that said Section be forthwith amended by striking out the following words on line fifteen to wit eighteen and by inserting the words "Twenty four," and by striking out on line 17 the words eighteen hundred and ninety-nine and inserting the words "nineteen hundred and one."

XXIII. Stats.,
46, amended.

Section 3. That all fees and costs allowed by law to Clerks of Courts in criminal matters are hereby abolished, and they shall be allowed the following yearly salaries, in lieu and instead of the costs and fees now allowed by law. Said salaries to be paid quarterly upon the order of the Boards of County Commissioners of the respective Counties. In the Counties of

A. D. 1901. Abbeville, Cherokee, Dorchester, Edgefield, Lexington, Newberry and Saluda, two hundred dollars. In the County of Greenwood, two hundred dollars; which shall be a part of the thirteen hundred dollars allowed on his salary. In the County of Florence three hundred dollars. In the Counties of Aiken Darlington, Kershaw, Sumter, Chester and Union, three hundred and fifty dollars. In the County of Laurens, four hundred and fifty dollars. In the County of Charleston, twenty-four hundred dollars; such salary in the County of Charleston to be paid to said Clerk monthly, beginning with the first day of March, nineteen hundred and one, without any order from the County Board of Commissioners, in the same manner in which other County officers receiving salaries are paid, and to be in place and stead of all costs, fees, charges or compensation whatsoever from the State or County in any case, civil or criminal: *Provided*, That the provisions of this Section shall not apply to Chesterfield and Hampton Counties.

Approved the 20th day of February, A. D. 1901.

No. 389.

AN ACT TO AMEND SECTIONS 2 AND 3 OF AN ACT ENTITLED "AN ACT TO REPEAL AN ACT ENTITLED 'AN ACT TO ABOLISH THE OFFICE OF MASTER IN KERSHAW COUNTY, AND RE-ESTABLISH SAID OFFICE OF MASTER,'" APPROVED DECEMBER 20TH, A. D. 1893, BY REQUIRING HIM TO ENTER INTO BOND AND EXERCISE ALL THE POWERS, AND PERFORM ALL THE DUTIES NOW DEVOLVED BY LAW UPON MASTERS, AND RECEIVE THE COMPENSATION AND FEES OF SAID OFFICE.

Acts of 1893,
XXI. Stats.,
649, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina That an Act entitled "An Act to Repeal an Act entitled 'An Act to Abolish the Office of Master in Kershaw County,' and Re-establish said office of Master," approved December 20th, A. D. 1893, be, and the same is hereby amended by requiring said Master to enter into a bond of five thousand dollars, and exercise all the powers, and perform all the duties now devolved by law upon Masters, and to receive

the compensation and fees of said office, so that as amended the said Act shall read as follows: A. D. 1901.

Section 1. That an Act entitled "An Act to Abolish the Office of Master of Kershaw County," approved December 24th, A. D. 1891, be, and the same is hereby repealed.

SEC. 2. That there shall be appointed by the Governor, in and for the county of Kershaw, one Master, who shall enter into a bond for five thousand dollars, conditioned as other bonds for county officers. Appointment of Master; bond.

SEC. 3. That said Master shall have all the powers, and perform all the duties now devolved by law upon Masters, and receive the compensation and fees of said Office. Duties and compensation.

SEC. 4. That this Act take effect immediately upon its approval.

Approved the 14th day of February, A. D. 1901.

No. 390.

AN ACT TO AMEND SECTION 871, OF VOL. I., OF THE REVISED STATUTES OF 1893.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 871 of the Revised Statutes of 1893, be and the same is hereby amended by striking out said Section and enacting in lieu thereof the following: Section 871. Six Magistrates shall be appointed for Hampton County, one for each township, who shall reside therein. The salaries of said Magistrates shall be as follows: For Goethe township, One Hundred and Twenty-Five Dollars; for Coosawhatchie township, One Hundred and Fifty Dollars; for Lawton township, One Hundred and Fifty Dollars; for Peebles township, One Hundred and Seventy-five Dollars; for Pocatigo township, One Hundred Dollars, and for Robert Township, One Hundred and Twenty-Five Dollars. Each of said Magistrates so appointed shall be authorized and empowered to appoint and employ a person to act as constable, who shall receive as compensation for his service the same amount as that received by the Magistrate making such appointment. Said salaries shall be paid quarterly by the County Treasurer in Sec. 871, Revised Statutes, as to Magistrates in Hampton County.

Constables.

A. D. 1901. equal installments upon the warrant of the County Supervisor, and shall be in lieu of all costs and fees in criminal cases. The costs and fees to which said Magistrates and constables would have been entitled to but for the provision of this Section shall be collected and paid over to the County Treasurer of said County, together with all fines collected; and each of said Magistrates, so appointed, shall make out and file with the County Supervisor of said County, at each quarterly meeting of the County Board of Commissioners a verified transcript of his criminal docket, which report shall cover the time from the date of the filing of the prior report to the date of the filing of such report, and shall name and set forth separately each warrant issued, and against whom issued, by or coming into the hands of the Magistrate making said report and state clearly the termination of each case, whether defendant be convicted or acquitted, or whether the case has been "nolle prossed" setting forth distinctly the amount of each fine imposed and collected, and the amount of fees and costs collected in each case, and the report of each of said Magistrates when made as above set out, shall be published by the County Supervisor with his regular quarterly report of Audited claims, as a part of same. If any Magistrate or his constable shall fail to turn over the fines, fees or costs required to be collected by them in criminal cases, as above set out, to the County Treasurer, or shall receive any compensation for discontinuing or compromising any criminal case, it shall be deemed sufficient cause for forfeiture of his office, and if any such charge should be substantiated the Governor shall at once remove him from his office and appoint a successor. Each of said Magistrates and Constables shall enter into bond to the State of South Carolina in the penal sum of Two Hundred and Fifty Dollars, with security to be approved by the County Board of Commissioners for said County, for the faithful performance of his duties. In cases of Breach of the Peace, the jurisdiction of the Magistrates, now or hereafter to be appointed for the Counties of Beaufort and Hampton resident at or in the townships adjoining Hardeeville, Yemassee and Ridgeland is extended over both said Counties to the limit of one-half mile in each and every direction from the Charleston and Savannah Railway depots at said places.

Approved the 20th day of February, A. D. 1901.

No. 391.

A. D. 1901.

AN ACT TO AMEND AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO FURTHER AMEND SECTION 8 OF AN ACT TO PROVIDE FOR THE APPOINTMENT OF MAGISTRATES AND TO DEFINE THEIR JURISDICTION, POWER AND DUTIES," APPROVED MARCH 2ND, 1897, AND ACTS AMENDATORY THEREOF, APPROVED 3RD MARCH, 1899, APPROVED FEBRUARY 19TH, A. D. 1900.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 8 of an Act entitled "An Act to provide for the appointment of Magistrates," approved 2nd day of March, A. D. 1897, amended and approved 3rd day of March, 1899, amended and approved 19th day of February 1900 and all Acts amendatory of said Section 8, unless hereinafter otherwise provided in regard to any County, be and remain as now provided, except the following additional and further amendments to the said Section 8 shall take effect on and after the approval of this Act, to wit: the several subdivisions or subtitles of said Section referring to the several Counties which are hereinafter named shall be so amended to read as follows:

Bamberg County—Six Magistrates shall be appointed for the County of Bamberg, one each for the towns of Bamberg and Denmark, one for Govan, one for Olar, one for Ehrhardts and one for Fish Pond Township. Said Magistrates may each appoint a Constable. They shall keep their offices at the places respectively for which they are commissioned, and shall keep the same open from day to day for the transaction of business. The Magistrates for Bamberg County and their Constables shall receive annual salaries from the County, payable quarterly, upon the orders of the County Board of Commissioners, as compensation for their services, in lieu of all costs and fees in criminal cases and services rendered the County, and before any Magistrate shall be entitled to the compensation herein provided he shall, at the end of each month, make a statement, under oath, and file the same with the Clerk of the Court of Common Pleas, showing the number of warrants issued by him, giving the name of the party and offence charged, showing the disposition of the case, if tried, whether convicted or

XXII. Stats.
472, XXIII.
Stats., 14 and
331, amended.

Bamberg.

A. D. 1901.

acquitted, and if convicted, the sentence of the Court; and further declare, under oath, as follows: "I, _____, Magistrate for the County of Bamberg, do solemnly swear that since the receipt of my commission as Magistrate, bearing date _____ day of _____, 1901, I have not compromised any case brought before me except the State vs. _____ (Stating the nature of the compromise), and that I have deposited all the costs and fines, etc., received with the County Treasurer of Bamberg County. So help me God." Anyone swearing falsely shall, upon conviction, be punished as for perjury. The salary of the Magistrates for Bamberg and Denmark shall be each two hundred dollars, and their Constables each one hundred and fifty dollars; the Magistrates for Olar and Govan each thirty-five dollars, and their Constables each thirty-five dollars; the Magistrates for Ehrhardts and Fish Pond Townships each one hundred and ten dollars, and their Constables each one hundred and ten dollars. That said salaries shall be in lieu of all costs and fees in criminal cases, and in full for any and all work which they do in holding inquests or while acting as Coroner; and each of said Magistrates shall in case of the failure or inability of the Coroner to attend and hold an inquest, act as Coroner; and the salaries herein provided for Magistrates, Constables shall be in full of all work done for the County, or in criminal cases, or in empanelling juries for the Coroner or any Magistrate acting as Coroner, and it shall be the duty of the Magistrates, on request of the ten reputable citizens of the neighborhood, to hold an inquest in the absence of the Coroner, and it shall be the duty of the Magistrates for Bamberg to sentence all persons—male or female—convicted of any offence, as provided by law, to hard labor on the public works; such work to be performed at such place as the County Supervisor may direct; and the Constables are hereby required to transport and deliver all prisoners convicted and sentenced to hard work to the county chain-gang, unless otherwise directed by the County Supervisor; and said Constables shall be allowed five cents mileage, one way, for the nearest route for each prisoner so transported and delivered to said county chain-gang.

Dorchester.

Dorchester County—There shall be appointed in Dorchester County seven Magistrates as follows: one each at the following places: St. George, Grover, Harleyville, Ridgeville, Summer-ville, Knightsville, and one in Collins Township. Said Magis-

trates shall have jurisdiction throughout the County and receive as compensation annual salaries as follows: The Magistrate at St. George shall receive one hundred dollars; the Magistrate at Summerville, one hundred dollars. The Magistrates at Grover, Harleyville, Ridgeville, Knightsville, and in Collins Township, shall each receive seventy-five dollars. Said compensation shall be in full for all Cost and fees in criminal cases, except as hereinafter provided. Each Magistrate shall appoint one Constable who shall receive an annual salary equal to the Magistrate by whom said Constable is appointed, which salary shall be in lieu of all costs in criminal cases: *Provided*, that each Constable shall receive four cents per mile each way for conveying prisoners to prison or chain-gang in addition to the actual expenses incurred for such transportation: *and further Provided*, that the nearest of said Magistrates may hold inquests, when necessary, and receive the sum of two dollars and fifty cents for viewing a dead body and granting a burial permit, and five dollars for holding an inquest. The salaries herein provided shall be paid monthly by warrant of the County Supervisor on the County Treasurer.

A. D. 1901.

Abbeville County—There shall be appointed for Abbeville County, one Magistrate at Abbeville Court House who shall receive an annual salary of one hundred and fifty dollars and he shall have the right to appoint a Constable to serve all civil processes issued by said Magistrate, but no criminal process, unless deputized by the Sheriff. There shall also be appointed a Magistrate at Lowndesville who shall receive a salary of seventy-five dollars per annum, and who shall have the right to appoint a Constable who shall receive a salary of sixty dollars per annum. There shall also be appointed one for each of the following places, viz: Calhoun Falls, Due West, Donald's, Lebanon and Mt. Carmel, who shall each receive a salary of fifty dollars per annum, and shall each have the right to appoint a Constable who shall each receive a like salary. There shall also be appointed one each at Calvert's and Antreville who shall each receive a salary of sixty dollars per year and who shall each be allowed to appoint a Constable with a salary of fifty dollars each. There shall also be appointed a Magistrate at McCormick who shall receive an annual salary of one hundred dollars, and who shall have the right to appoint a Constable with a like salary. There shall also be appointed a

Abbeville.

A. D. 1901. Magistrate each for Hampton, Rock Springs and Bradley's Mill who shall each receive a salary of forty dollars per annum and shall each have the right to appoint a Constable with the same salary as they receive.

Aiken. Aiken County—There shall be Magistrates whose jurisdiction shall extend over the entire county with salaries as follows: First District, one Aiken, Clearwater, Upper Millbrook, salary five hundred dollars; Second District, one, Ellenton, fifty dollars; Third District, one Windsor and White Ponds, seventy-five dollars; Fourth District, one Sally and Perry, fifty dollars; Fifth District, one Wagner, fifty dollars; Sixth District, one, Beulah and Seivern, fifty dollars; Seventh District, one, Ward's and Shaw, fifty dollars; Eighth District, one Chinquopin and McTier, fifty dollars; Ninth District, one, Vaucluse, seventy-five dollars; Tenth District, one Graniteville and Warrentonville, one hundred and fifty dollars; Eleventh District, one Langley and Bath, two hundred dollars; Twelfth District, one Schultz, seventy-five dollars; Thirteenth District, Hammond, one, seventy-five dollars; Fourteenth District, one Lown Millbrook and Sleepy Hollow, fifty dollars; Fifteenth District, one Silverton, seventy-five dollars.

Anderson. Anderson County—Twenty Magistrates shall be appointed for the County of Anderson, of whom two shall reside in the city of Anderson, one in Broadway Township, one at Pelzer, one at Piedmont, one at Belton and the others shall be distributed over the County as may best subserve the public welfare. The two residing in said City of Anderson shall each receive an annual salary of one hundred and fifty dollars; the Magistrate at Pelzer, one hundred and twenty-five dollars, the Magistrate at Belton seventy-five dollars, and all others in the County each fifty dollars. If any such Magistrate shall neglect the duties of his office, or shall fail to pay over to the County Treasurer the fees, costs and fines collected by him, he shall be liable to indictment in the Court of Sessions, and upon conviction shall be punished as if guilty of Larceny to the amount not so paid over, and shall be removed from office. All blanks required in the prosecution of criminal cases shall be furnished by the County Commissioners upon the requisition of the several Magistrates, as they may be required in the performance of the duties of their office.

Beaufort County—Eight Magistrates one at Beaufort, seven hundred dollars, one for St. Helena Township three hundred dollars, one for Yemassee Township two hundred and fifty dollars, one at Port Royal two hundred and fifty dollars; one each for Sheldon, Coosawhatchie, Bluffton and Hilton Head Townships each two hundred dollars; each of the said Magistrates may appoint one Constable, at the following salaries to be paid by the County: for Beaufort, two hundred and fifty dollars; for Bluffton Township the Constables shall reside in the town of Bluffton and shall receive an annual salary of two hundred dollars; for Yemassee and St. Helena Township each one hundred and twenty-five dollars; for Hilton Head Township, seventy-five dollars and the Constables for the other places one hundred dollars each. Said Constables also to receive five cents a mile of necessary travel in the performance of their duties when the same can be collected from the defendants. That the jurisdiction of the Magistrates now or hereafter appointed for the County of Beaufort, resident at or near Hardeeville be and hereby is extended over the territory of Hampton County to the limits of five miles in each and every direction from the Charleston and Savannah Railway depot in said village of Hardeeville in criminal cases: *Provided*, he shall only have jurisdiction to issue warrants for, and arrest persons charged with crime in Hampton County, and deliver them to the authorities of Hampton County for trial.

A. D. 1901.

Beaufort.

Berkeley County—There shall be eleven Magistrates in said County, and no more, who shall be distributed as follows: four in the Parish of St. James Goose Creek, of whom one shall reside in the upper portion of said Parish, one in the neighborhood of Cooper's Store, one in the neighborhood of Carn's Cross Roads and the other at or near Ten Mile Hill; three in the Parish of St. Johns Berkeley, of whom one shall reside in the upper portion of the said Parish, one in the neighborhood of the Court House, and the other at or near Oakley; two in the Parish of St. Stephens, of whom one shall reside at or near the town of St. Stephens, and the other at or near Rigby's Mill; one in the Parish of St. James Santee, and one in the Parish of St. Thomas and St. Dennis. The said Magistrates shall each receive a salary of one hundred dollars per annum, in lieu of all costs or fees in criminal matters, and they shall each have the power to appoint one regular Constable, who shall receive the same compensation as the Magistrate.

Berkeley.

A. D. 1901.

Charleston.

Charleston County—Subsection A—In the absence of the Recorder of the City of Charleston owing to sickness or other unavoidable cause, the Police Court of said City shall be held by the Judicial Magistrate of said City and only in case of the absence of said Judicial Magistrate owing to sickness or other unavoidable cause shall such Police Court be held by one of the other Magistrates of said County to be designated by the Mayor of said City or by one of the Aldermen thereof designated by said Mayor and all Acts or parts of Acts inconsistent with the provisions of this Subsection are hereby repealed.

Cherokee.

Cherokee County—An additional Magistrate shall be appointed in said County to those now appointed by law who shall reside and hold his office in the town of Gaffney, and receive a salary of One Hundred Dollars, payable quarterly, and shall have no Constable, but direct all his processes, civil and criminal, to the Sheriff of the County, who shall receive a salary of One Hundred and Seventy-Five Dollars for all criminal work, and for the service of all civil processes issuing from said Magistrate's Court, the fees now allowed by law for Constables, and the said Magistrate shall have jurisdiction over Cherokee County.

Chester.

Chester County—In Chester County there shall be seven Judicial Districts, and one Magistrate and one Constable shall be appointed for each of said Districts. The First Judicial District shall be composed of Court House, Chester, Sandy River and Blackstock Townships salary of Magistrate, Three Hundred and Fifty Dollars, salary of Constable, Two Hundred Dollars, per annum. The Second Judicial District shall be composed of Lewisville Township; salary of Magistrate, One Hundred Dollars, salary of Constable, sixty dollars per annum. The Third Judicial District shall be composed of Landsford Township; salary of Magistrate, One Hundred Dollars, Salary of Constable, sixty dollars, per annum. The Fourth Judicial District shall be composed of Rossville Township; salary of Magistrate, Fifty dollars, Salary of Constable, Fifty dollars per annum. The Fifth Judicial District shall be composed of Baton Rouge Township; salary of Magistrate, Sixty dollars, salary of Constable fifty dollars per annum. The Sixth Judicial District shall be composed of Halsellville Township; salary of Magistrate, Fifty dollars, Salary of Constable, fifty dollars per annum. The Seventh Judicial District shall be composed of

Hazlewood Township; salary of Magistrate, Fifty dollars, salary of Constable Forty dollars per annum.

A. D. 1901.

Darlington—There shall be two Magistrates at Darlington Court House, at a salary of two hundred and twenty dollars each; Lamar, one Magistrate, at a salary of two hundred and twenty dollars; Society Hill, one Magistrate, at one hundred and twenty-five dollars; Hartsville, one Magistrate, at two hundred and twenty dollars; Una, one Magistrate, at one hundred and twenty-five dollars. The Magistrate at Darlington Court House shall issue their papers direct to the Sheriff of the County, who shall be entitled to the same fees as allowed Constables in similar cases.

Darlington.

Florence County—There shall be nine (9) Magistrates in Florence County, to be located in the following townships, as follows: In Florence two, at a salary of two hundred and fifty dollars each; Timmons ville one, at a salary of one hundred and twenty-five dollars; Pee Dee or Hannah, Cains, Lynches, Effingham, Cartersville and Motts, one each, at a salary of fifty dollars each. Said salaries to be paid to said Magistrates in lieu of all costs and fees in criminal cases. Each Magistrate shall have the power to appoint one Constable. The Constables in Florence Township shall receive a salary of one hundred and twenty-five dollars each; the Constable in Timmons ville Township shall receive seventy-five dollars, and each of the other Constables fifty dollars. Said Constables' salaries shall be paid in lieu of all costs and fees in criminal cases. Each Constable shall also receive three cents per mile each way for conveying prisoners to jail or chain-gang, and two cents per mile each way in the most direct route to make arrest. And the two Magistrates in Florence Township may employ the Sheriff and Deputies, or Sheriff or Deputies, to serve as Constables for them at the same salaries as is provided for the Constables for said two Magistrates in Florence Township, and upon the request of said Sheriff the said Magistrates shall turn over any and all warrants so requested to be executed, and the County Commissioners shall furnish to all the Magistrates in said County all legal blank forms used in criminal cases that are necessary to their official duty.

Florence.

Kershaw County—One Magistrate at Camden, for DeKalb Township, who shall receive a salary of Two Hundred Dollars; two Magistrates each for West Wateree and Flat Rock

Kershaw.

A. D. 1901. Townships, one Magistrate for Buffalo Township, one Magistrate at or near Lucknow and one Magistrate at the town of Bethune, each of these Magistrates except the one at Camden, shall receive an annual salary of Forty dollars (\$40), and each of them may appoint a Constable who shall receive an annual salary of equal amount to the salary of the Magistrate except the Constable appointed at Camden who shall receive an annual salary of Two Hundred Dollars (\$200), all of said salaries to be paid in quarterly installments.

Lancaster. Lancaster County—Magistrates for Judicial Districts embracing Lancaster, three hundred dollars, for the judicial district embracing Kershaw, one hundred dollars; and all others in the County, each fifty dollars. Each magistrate shall appoint one constable, and said constable shall receive the same salary as the magistrate making the appointment. The salaries to be paid as now provided by law.

Lexington. Lexington County—That the County of Lexington is divided into six Judicial Districts: the First District shall embrace Lexington, Hollow Creek and Boiling Springs Townships. The Second District shall embrace Saluda, Broad River and Fork Townships. The Third District shall embrace Gilbert Hollow and Chinquepin Townships. The Fourth District shall embrace Bull Swamp, Sandy Run and Platt Springs Townships. The Fifth District shall embrace Congaree Township. The Sixth District shall embrace Black Creek Township. One Magistrate shall be appointed for each of said Districts, who shall be a resident of the District for which he is appointed, and the Magistrate for District No. 1, shall hold his office in the town of Lexington. The said Magistrates shall have exclusive jurisdiction within their respective districts in all prosecutions triable by them, and in cases cognizable by the Court of General Sessions, they shall have jurisdiction throughout said County, but prosecutions may be removed from one magistrate to another, as now provided by law. Each Magistrate may appoint a person to act as constable in serving and executing process issued by him, who shall not be related either by consanguinity or affinity within the sixth degree to the said Magistrate. The salaries of said Magistrates shall be as follows: For the First and Second Districts, one hundred and fifty dollars each per annum; for the Third and Fourth Districts, one hundred and twenty-five dollars each per annum; for

the Fifth District, one hundred dollars per annum, and for the Sixth District, forty dollars per annum. The salary of each of the Constables for the Magistrates shall be as follows: For the First, Second, Third and Fourth Districts one hundred dollars each per annum; for the Fifth District seventy-five dollars per annum, and for the Sixth District, thirty-five dollars per annum, and the salaries of all of said Magistrates and Constables shall be in lieu of all fees, costs and charges in criminal cases. The Sheriff may be authorized to serve and execute processes issued by any Magistrate of said County in criminal prosecutions cognizable by the Court of General Sessions and shall therefor receive the fees allowed by law for such service. The Constables so appointed shall each give bond in the sum of two hundred dollars, with good and sufficient sureties for the faithful discharge of their duties, said bonds to be approved by the County Board of Commissioners. The County Board of Commissioners shall set aside a sum sufficient to pay the salaries herein provided quarterly, out of the County funds. Each of said Magistrates shall collect and pay over to the County Treasurer of the County all costs and fees to which he or the Constable employed or appointed by him would have been entitled, but for the provisions of this Section, together with all fines collected, and shall at least ten days prior to each term of the Court of General Sessions for the County, make out and file with the Clerk of said County, a certified transcript of his criminal docket, which shall show the amount of fees, costs and fines imposed and the amount collected thereon. If either of said Magistrates shall neglect to attend to the duties of his office, or shall be guilty of extortion or oppression in office, or shall fail to pay over, as required by this Section, the costs and fines collected by him, in his office, he shall be liable to indictment therefor, and upon conviction thereof, shall be imprisoned for a period of not less than six months nor more than one year, or be fined in a sum not less than fifty dollars nor more than two hundred, either or both, in the discretion of the Court.

A. D. 1901.


Marion County—One Magistrate at Marion Court House, who shall receive an annual salary of three hundred and fifty dollars, and who shall appoint a Constable who shall receive an annual salary of one hundred and fifty dollars; one Magistrate at Dillon, to receive an annual salary of one hundred and fifty dollars, and to appoint a Constable who shall receive an annual

Marion.

A. D. 1901. salary of one hundred dollars; two Magistrates to reside South of the Wilmington, Columbia and Augusta Railroad, and one in Harlleesville Township, each to receive an annual salary of sixty dollars, and each to appoint a Constable, at the annual salary of sixty dollars; one Magistrate at or near Mullins, to receive an annual salary of one hundred dollars, to appoint a Constable at an annual salary of one hundred dollars; one Magistrate at or near Latta, one in Hillsboro Township, one in Kirby Township, and one in Manning Township, each of whom shall receive an annual salary of eighty dollars, each to appoint a Constable who shall receive an annual salary of eighty dollars: *Provided*, each and every of the aforesaid salaries shall be paid quarterly, and shall be in full of all fees and costs in criminal cases: *Provided, further*, That so much be earned by each Magistrate and Constable, respectively, in criminal cases, to be proved by itemized and verified accounts, at the rate of the last fee bill for the County, submitted quarterly, to the County Board of Commissioners, and, if not, then such Magistrate or Constable, as the case may be, shall receive only a sum, equal to the actual amount earned by him, in criminal cases, according to the fee bill: *Provided, further*, That on each quarterly account as above required, there shall be the affidavit of the claimant, to the effect that all costs, fees and fines in criminal cases, collected by or for the claimant, to date, have been fully turned over to the County Treasurer, to which shall be appended an itemized statement of same, and the receipt or copy receipt of the Treasurer therefor: *Provided*, That before any Constable so appointed enters upon the duties of his office he shall file with the Clerk of the Court of said County a certificate of his appointment, signed by the Magistrate appointing him, subscribe the oath and give the bond as now provided by law for Constables; and said Clerk shall give to such Constable, under his official seal, a certificate to the effect that said Constable has complied with the provisions of this Act; and such certificate shall be conclusive evidence of the official character of said Constable: *Provided, further*, that any Magistrate may direct his papers to the Sheriff for service, and in such case the Sheriff shall serve same and shall receive the same compensation therefor, which the Constable would be entitled to for same service: *Provided, further*, That any one undertaking the position of Constable, shall serve for at least one

year, whether he finds the office profitable or not, and shall serve all papers while Constable, and perform all duties as Constable, when required by the Magistrate, on pain of indictment for official misconduct.

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Marlboro.

For Marlboro County, seven Magistrates shall be appointed, each of whom shall have jurisdiction throughout the county. First. Two of said Magistrates shall keep their offices in the town of Bennettsville, and each shall receive annually a salary of two hundred dollars. Second. One shall be appointed for Clio, and one for McColl, each of whom shall annually receive a salary of One Hundred dollars. Third. One shall be appointed for Brownsville and Blenheim, who receive annually a salary of seventy-five dollars. One shall be appointed for Brightsville and one for Smithville, each of whom shall receive annually a salary of fifty dollars. Fourth. Each of said Magistrates, except the two who are required to hold their offices in Bennettsville, may appoint a Constable, who shall annually receive the following salaries, to wit: The Constable appointed respectively for Clio and McColl shall each receive a salary of seventy-five dollars, and the one for Brownsville and Blenheim shall receive a salary of fifty dollars, and the one appointed for Brightsville and Smithville respectively shall receive annually a salary of forty dollars; and the Sheriff of said County shall, *ex-officio*, act as the Constable of the two Magistrates at Bennettsville, and as such shall receive annually a salary of two hundred and fifty dollars: *Provided*, That in lieu of appointing a Constable, any Magistrate appointed for said County may, by certificate in writing filed in the Clerk's office of said County, designate the Sheriff to act as his Constable, in which case, said Sheriff shall receive the salary herein provided to be paid to the Constable of such Magistrate: *Provided, further*, That nothing herein contained shall prevent any Magistrate from appointing, and each of said Magistrates is hereby expressly authorized to appoint said Sheriff to act as Constable in any criminal case or proceeding where the Constable appointed by him fails or refuses to perform his duty; and in the event such special appointment is made, the said Sheriff shall be entitled to receive the fees now provided by law for such service, the amount of which shall be deducted from the salary of the Constable thus failing or refusing to perform his duty. Sixth. That before any Constable so appointed enters upon the

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discharge of the duties of his office, he shall file with the Clerk of Court of said County a certificate of his appointment, signed by the Magistrate appointing him, subscribe the oath and give the bond as now provided by law for Constables; and said Clerk shall thereupon give to such Constable, under his official seal, a certificate to the effect that said Constable has complied with the provisions of this Act, and such certificate shall be conclusive evidence of the official character of said Constable. That said Constable shall serve all papers and execute all processes in criminal cases or proceedings issued by the Magistrate appointing him. Seventh. That the salaries herein provided to be paid to said Magistrates, Constables and Sheriff, shall be in lieu of all costs and fees in criminal cases and proceedings, both as against the County and the defendant or defendants: *Provided*, That nothing herein contained shall affect the fees of said Sheriff when executing processes issued out of the Court of General Sessions. Eighth. Said salaries shall be payable quarterly by the County Treasurer of said County, upon the warrant of the County Board of Commissioners of the same: *Provided*, That before such warrant is issued, each of said Magistrates shall exhibit to said County Board of Commissioners both his civil and criminal dockets: *Provided, further*, That each of said Magistrates and each of said Constables shall subscribe and file with the said Board an affidavit that all fines, costs and fees paid to, or collected and received by him in criminal cases and proceedings, has been paid over to the County Treasurer of said County; and said Sheriff shall sign and file with said Board, a similar affidavit as to fines, costs and fees paid to, or collected and received by him. Ninth. That the County Board of Commissioners of said County, at the expense of the County, shall furnish to each of said Magistrates, a criminal and a civil docket.

Newberry.

Newberry County—In Newberry County, ten Magistrates shall be appointed, one of whom shall reside in the township No. 1, one in the town of Prosperity, one in each of the Townships Nos. 3, 4, 5, 6, 7, 10 and 11. The Magistrate in Newberry shall receive an annual salary of two hundred and forty dollars; in Prosperity, ninety-six dollars; in Township No. 4, fifty dollars; in township No. 3, twenty-five dollars, and in all of the others thirty-six dollars each per annum; said salaries shall be in lieu of all fees in criminal cases, and shall be paid

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quarterly. Each of the said Magistrates may appoint a Constable, who shall receive the same annual salary as the Magistrate appointing him, in lieu of all fees in criminal cases, and each Constable shall also receive five cents per mile each way for conveying prisoners after conviction to the jail or chain-gang. The Sheriff of the County shall act as Constable for any Magistrate who does not appoint a Constable and shall receive as his compensation the salary provided herein for the Constable. Each Magistrate shall file with the Clerk of the Court of Common Pleas and General Sessions a certificate of the appointment of his Constable, and said Constable, before entering upon the discharge of his duties, shall file with the said Clerk a bond in the penal sum of two hundred dollars in the form now required by law for Constables. The County Supervisor shall furnish dockets and blanks for said Magistrates for criminal cases only: *Provided*, That nothing herein contained shall be construed to prevent Magistrates of the County from directing to the Sheriff all warrants and other process in criminal cases triable in the Court of General Sessions: *Provided, further*, That the Sheriff shall not be allowed any fees for summoning witnesses to appear in the Court of General Sessions who have been recognized to appear except in cases when bench warrants are issued: *Provided, further*, That the Constables appointed as aforesaid shall serve throughout the County all papers issued in criminal cases by the Magistrates appointing them, not allowed to be served by the Sheriff, except in cases where said Constables are not able to serve same for some good and sufficient cause, which cause shall be made to appear by affidavit on any account rendered against the County by the person actually serving the same: *Provided, further*, That the County Board of Commissioners shall furnish a suitable office for the Magistrate in the town of Newberry. The jurisdiction of each of said Magistrates shall extend throughout the County and shall not be confined to the Township in which he resides.

Saluda County—That in Saluda County, there shall be five Magistrates, and the said County is divided into five judicial districts, as follows, to wit: No. 1 and all of No. 2 Township, North and East of the public road leading from Mount Willing to the Sardis Road, thence along the Sardis Road to where it intersects with the Columbia road near Bethel Church, thence

Saluda.

A. D. 1901. in direct line to the line of Aiken County. No. 2, that part of No. 2 township not included in No. 1 judicial district and No. 7 township. No. 3 township and that portion of No. 5 township North of the road leading from Saluda Court House by way of Blease Cross Roads to Chappell's Bridge across Saluda River. No. 4, that part of No. 5 township not included in No. 3 judicial district and No. 6 township. No. 5, No. 4 township. That each of said Magistrates shall receive a salary of seventy-five dollars per annum, payable quarterly, except the Magistrates in the Fifth Judicial District, whose office shall be at Saluda Court House, and who shall receive one hundred dollars per annum. That each Constable appointed by each of said Magistrates shall receive seventy-five dollars per annum payable quarterly: *Provided*, That the Magistrate for said Fifth Judicial District shall have no Constable, and in criminal cases the Sheriff of said County shall perform all the duties now required of the Constables of said district, and shall receive therefor the sum of one hundred dollars.

Sumter. Sumter County—That the salary of the Magistrate of the First District shall be \$350.00 per annum, and that the salary of the Constable of the Magistrate of the First District shall be \$200.00 per annum. That the salaries of the Magistrates of each of the other Districts shall be \$125.00 per annum, and the salary of the Constables of each of the Districts, except that of the First District, shall be \$125.00 per annum. All Acts or parts of Acts inconsistent with the provisions of this subsection are hereby repealed.

Union. Union County—There shall be appointed one Magistrate for each township in Union County except in Pinckney Township in which there shall be two appointed, one at or near Kelton and one who shall have his office at Lockhart Shoals. The Magistrate for Jonesville Township shall have his office at Jonesville, and shall receive a salary of seventy-five dollars per annum, and his Constable shall receive the same; (the Magistrate for Fish Dam Township shall receive a salary of seventy-five dollars per annum, and his Constable shall receive the same), the Magistrate for Union Township shall have his office at Union, receive a salary of three hundred and fifty dollars, have jurisdiction throughout the County, and have his papers served and executed by the Sheriff; each of the other Magistrates of the County shall receive a salary of fifty dol-

lars, and may appoint a Constable, who shall receive the same salary as the appointing Magistrate: *Provided*, In civil cases the Sheriff shall receive the same fees as are now allowed by law to Magistrates' Constables for like services. The Supervisor of the County shall furnish all Magistrates with blanks for criminal cases. A. D. 1901.

York County—The Judicial Districts of Magistrates for York County in criminal cases shall be as follows: The first district shall embrace Broad River Township; the Second District shall embrace Bullock's Creek Township; the Third District shall embrace Bethesda Township; the Fourth District shall embrace York Township; the Fifth District shall embrace King's Mountain Township; the Sixth District shall embrace Bethel Township; the Seventh District shall embrace Fort Mill Township; the Eighth District shall embrace Ebenezer Township, outside of the limits of the City of Rock Hill; the Ninth District shall embrace Catawba Township and that portion of Ebenezer Township lying within the incorporate limits of the City of Rock Hill. There shall be appointed a Magistrate for each of said districts, each of whom shall have civil jurisdiction over the entire county. The said Magistrates and their Constables shall receive from said County as compensation for their services, and in lieu of all fees and costs in criminal cases, the following salaries, to wit: Magistrates and their Constables in the First, Second, Third and Sixth Districts shall each receive eighty dollars per annum; in the Fourth District the Magistrate and his Constable shall each receive three hundred dollars per annum; in the Fifth District the Magistrate and his Constable shall each receive one hundred dollars per annum; in the Seventh District the Magistrate and his Constable shall each receive one hundred and twenty dollars per annum; in the Eighth District the Magistrate and his Constable shall each receive one hundred dollars; in the Ninth District the Magistrate and his Constable shall each receive three hundred and twenty-five dollars per annum.

Orangeburg County—District No. 1 shall be comprised of the townships of Orange, Zion, Middle and that part of Caw Caw lying to the West of Orangeburg and Columbia Road, with one Magistrate, who shall hold his office at the Court House and whose salary shall be three hundred and fifty dollars per annum, with one Constable, whose salary shall be four Orangeburg.

A. D. 1901. hundred and fifty dollars per annum. District No. 2 shall be comprised of the townships of Amelia, Lyons and that part of Caw Caw lying east of the Orangeburg and Columbia Road, with one Magistrate and one Constable, whose salaries shall be one hundred and seventy-five dollars each per annum; said Magistrate shall hold his Court, at least three days in each week in the town of St. Matthews. District No. 3 shall be comprised of the townships of Branchville, New Hope and Cow-Castle with one Magistrate and one Constable whose salaries shall be one hundred and fifty dollars each per annum. The said Magistrate shall have at least one office day at the town of Bowman, and at least two office days at the town of Branchville, each week. District No. 4 shall be comprised of the townships of Poplar, Providence, Goodbye and Vance's, with one magistrate and one constable, whose salaries shall be one hundred and fifty dollars each per annum. The said magistrate shall have at least one office day in each week in the town of Elloree. District No. 5, shall be comprised of the townships of Edisto, Union and Liberty, with one magistrate and one constable, whose salaries shall be one hundred and twenty-five dollars each, per annum. District No. 6, shall be comprised of the townships of Hebron, Willow and all that part of Goodland not included in District No. 7, lying East of a straight line drawn from the mouth of Goodland Swamp, on the South Edisto River to Jones' Bridge, on the North Edisto River, with one Magistrate and one constable, whose salaries shall be one hundred dollars each per annum. District No. 7, shall be comprised of the territory situated to the West of a line drawn as set forth in District No. 6, with one magistrate and one constable, whose salaries shall be seventy-five dollars each, per annum. District No. 8, shall comprise the township of Elizabeth, with one Magistrate and one constable, whose salary shall be eighty-five dollars each, per annum. District No. 9 shall comprise the township of Pine Grove, with one magistrate and one constable, whose salary shall be fifty dollars each, per annum, with his office at the town of Lone Star. Each of said magistrates shall be a resident of the District for which he is appointed, and shall reside therein during his term of office. In all criminal actions triable by said magistrates they shall have exclusive jurisdiction within the Courts of their magisterial Districts. In prosecutions cognizable by the Courts of

General Sessions, and in civil cases within their jurisdiction, said Magistrates shall each have jurisdiction throughout the limits of the County. But prosecutions and civil actions may be removed from one magistrate to another for the same causes, and in the same manner as is provided by law. In cases of sickness, absence or temporary disability of any Magistrate, the nearest magistrate is authorized to hear and determine any cause that may arise within the jurisdiction of the magistrate so absent, sick or disabled as aforesaid.

A. D. 1901.

Greenville County—There shall be appointed in Greenville County twelve Magistrates as follows: two in the City of Greenville, at a salary of three hundred dollars per annum each, and the process issued by such Magistrates shall be served and executed as now provided by law; one for Bates and Paris Mountain Townships, at a salary of fifty dollars; one for Highland and Glassy Mountain Townships at a salary of fifty dollars; one for Butler and O'Neal Townships, at a salary of fifty dollars; one for Gantt and Grove Townships, at a salary of seventy-five dollars; one for Oaklawn and Dunklin Townships at a salary of fifty dollars; one for Fair View Township, at a salary of fifty dollars, and the process issued by each shall be served and executed as now provided by law. Each of said Magistrates, except the Magistrates for the City of Greenville, shall appoint a Constable, who shall receive a salary of fifty dollars each, except for Gantt and Grove, who shall receive seventy-five dollars. There shall also be a Magistrate at the town of Greers, who shall receive a salary of fifty dollars, and who shall appoint a Constable, said Constable to receive a salary of fifty dollars; also one Magistrate at the town of Piedmont, at a salary of fifty dollars, who shall appoint a Constable, at a salary of fifty dollars. The salaries herein provided for Magistrates and Constables shall be in lieu of all fees and costs in criminal cases, and shall be paid as now provided by law. The jurisdiction of the Magistrates in the City of Greenville shall, in civil cases and in cases cognizable by the Courts of General Sessions, have general and concurrent jurisdiction throughout the County, but shall have jurisdiction only in Greenville Township in all criminal cases exclusively within the jurisdiction of Magistrates, and in cases where the Court of Sessions has concurrent jurisdiction. The Magistrates for O'Neal and Chick Springs Townships, and at Greers shall

Greenville.

A. D. 1901. have a concurrent and general jurisdiction throughout said townships, and so much of the town of Greers as is within Greenville County, in all cases exclusively within the jurisdiction of Magistrates, and in cases where the Court of Sessions has concurrent jurisdiction. The Magistrate for Gantt and Grove Townships shall have jurisdiction throughout said Townships, except for the territory hereinafter set apart for the Magistrate at Piedmont, in all cases exclusively within the jurisdiction of Magistrates, and in cases where the Court of Sessions has concurrent jurisdiction. The Magistrate at Piedmont shall have jurisdiction, police powers and duties within a radius of three miles from Piedmont, within Greenville County, in all cases exclusively within the jurisdiction of Magistrates, and in cases where the Court of Sessions has concurrent jurisdiction. That all the other Magistrates herein provided for, whose jurisdiction has not been specifically stated herein, shall have jurisdiction throughout the townships for which they have been appointed, respectively, in all cases exclusively within the jurisdiction of Magistrates, and in cases where the Court of Sessions has concurrent jurisdiction. That nothing herein contained shall be construed to prohibit any of the Magistrates provided for herein from issuing warrants, holding preliminaries and committing persons in cases cognizable by the Court of General Sessions, whether arising within their territorial jurisdiction or not, but may in such cases exercise such jurisdiction. That the Magistrates provided for by this Act shall have no jurisdiction other than is herein provided. That the County Supervisor shall furnish all of said Magistrates all necessary stationery and blanks for criminal business.

Chesterfield. Chesterfield County—The Magistrate for Cheraw Township, One Hundred Dollars, for Chesterfield Court House, one Hundred and Seventy-Five Dollars, Provided he be required to attend all Courts of General Sessions for Chesterfield County; for Jefferson, Old Store, Mt. Croghan, Cole Hill, Steer Pen, Alligator and near Brock's Mill, each fifty dollars. Each of these Magistrates shall appoint a Constable, who shall give bond under the provisions of the Act of 1894 relating to Constables in said County and shall receive the same salary as the Magistrate appointing him, except at Chesterfield Court House where his salary shall be One Hundred and Fifty Dollars and such salaries shall be in full compensation for all ser-

vices in criminal matters except that they shall have five cents per mile going and returning by the nearest route from the office of the Magistrate whom they serve to the jail or chain-gang as the case may be, when required to take prisoners one mile-age to be charged for each trip regardless of the number of prisoners carried. The salaries herein provided for Magistrates shall cover all services in criminal matters, including holding inquests and preliminary examinations over dead bodies when held by Magistrates.

A. D. 1901.

Spartanburg County—Eighteen Magistrates shall be appointed in and for the County of Spartanburg, who shall receive annual salaries, payable quarterly, as follows: the Magistrates in the City of Spartanburg, each two hundred and fifty dollars; the Magistrate at Clifton, one hundred and twenty-five dollars; the Magistrates at Woodruff and Duncans, each seventy-five dollars; the Magistrates at Glendale, sixty-five dollars, and all others in said County, each fifty dollars: *Provided* That the provisions of the subdivision or subsection of said Act relating to Spartanburg County, as amended by Act No. 188, approved 19th February, A. D. 1900 (except so much thereof as is inconsistent herewith and except so much thereof as provides for a salary for the Magistrate at Greens), shall be and remain in full force and effect.

Spartanburg.

Approved the 21st day of February, A. D. 1901.

No. 392.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AUTHORIZE THE APPOINTMENT OF OFFICERS OF THE PEACE HAVING JURISDICTION WITHIN INDUSTRIAL COMMUNITIES CONTAINING ONE HUNDRED INHABITANTS OR MORE," APPROVED 21ST FEBRUARY 1898 BY REQUIRING A BOND AND DECLARING THEIR LIABILITY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That on and after the approval of this Act, an Act entitled "An Act to authorize the appointment of officers of the peace having jurisdiction within industrial communities containing one hundred inhabitants or more," ap-

XXII. Stats.
793, amended.

A. D. 1901.

proved 21st February, 1898, be amended by adding thereto two additional sections, as follows:

Section 4. That the person so appointed police officer under the provisions of this Act shall execute the bond required of Constables by section 901 of the Revised Statutes of 1893, Vol. 1, and shall be subject to the provisions of section 912 of the said Revised Statutes.

Section 5. That the Sheriff of the County shall not be responsible for the malfeasance or misfeasance of the police officer or deputy so appointed by him under the requirements of this Act.

Approved the 8th day of February, A. D. 1901.

No. 393.

AN ACT TO AMEND SECTION (355) THREE HUNDRED AND FIFTY-FIVE OF THE CODE OF CIVIL PROCEDURE OF 1893, WITH REGARD TO THE JUSTIFICATION OF SURETIES.

Code Civil
Procedure,
Sec. 355,
amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section (355) three hundred and fifty-five of the code of civil Procedure of 1893 be amended by striking out the words "and 218" between "217" and "within" and inserting between the words "Sections" and "217" the words "(216) Two hundred and sixteen and" and by adding the following words at the end of the Section: no clerk shall take the justification of any surety or sureties in a case in which he may be interested or when either of the parties or such surety or sureties shall be connected with him by affinity or consanguinity within the sixth degree, and in all cases when the clerk may have approved or disapproved of the sufficiency of a surety or sureties his action may be reviewed on motion before a Circuit Judge and in case at any time in any action now pending or hereafter brought a respondent should be of opinion that the surety or sureties, on any bond already approved are insufficient and shall make affidavit of the fact setting out the grounds of his belief, and serving a copy thereof upon appellant's attorney then the same surety or sureties in said bond or other sureties shall justify anew thereon in the same manner and with the same effect as though such new justifications were an

original justification on said bond. So that the Section will read as follows: A. D. 1901.

“Section 355. An undertaking upon an appeal shall be of no effect unless it be accompanied by the affidavit of the sureties that they are each worth double the amount specified therein. The respondent may however except to the sufficiency of the sureties within ten days after the notice of appeal; and unless they or other sureties justify before a Judge or Clerk of the Court, below, as prescribed by Sections 216 and 217 within ten days thereafter the appeal shall be regarded as if no undertaking had been given. The justification shall be upon notice of not less than five days. No clerk shall take the justification of any surety or sureties in a case in which he may be interested or when either of the parties or such surety or sureties shall be connected with him by affinity or consanguinity within the sixth degree and in all cases where the clerk may have approved or disapproved of the sufficiency of a surety or sureties his action may be reviewed on motion after notice before a circuit judge. And in case at any time in any action now pending or hereafter brought a respondent shall be of opinion that the surety or sureties on any bond already approved are insufficient and shall make affidavit of the fact, setting out the grounds of such belief and serving a copy thereof upon appellant's attorney, then the said sureties or other sureties shall justify anew thereon in the same manner and with the same effect as though such new justification were an original justification on said bond.”

Approved the 19th day of February, A. D. 1901.

No. 394.

AN ACT TO PROVIDE FOR THE ELECTION OF A COMMISSIONER TO CODIFY THE STATUTE LAW OF THIS STATE, DEFINE HIS DUTIES, AND TO FIX HIS COMPENSATION, AND FOR THE PUBLICATION OF SUCH CODE AND THE DISPOSITION OF THE SAME.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: A Code Commissioner shall be elected by the General Assembly of 1911, for a term of ten years and his salary shall be four hundred Dollars per annum, payable Code Commissioner to be elected; term; salary.

A. D. 1901. quarterly, by the State Treasurer on the warrant of the Comptroller General: *Provided*, that the Code Commissioner elected at the present session of the General Assembly shall hold office for a term of ten years and shall receive a salary of five hundred dollars for the fiscal year, commencing January 1, 1901, and thereafter annually until the expiration of the term of his office a salary of four hundred dollars, to be paid quarterly by the State Treasurer upon the warrant of the Comptroller General. In case of a vacancy from any cause, the General Assembly shall as early as practicable elect a Code Commissioner for the unexpired term.

Duties.

SEC. 2. That it shall be the duty of said Code Commissioner, immediately after his election to examine the report made by his predecessor in office to the General Assembly and, if any, correct all errors appearing in the revision submitted with said report; supply all omissions; omit redundant and obsolete enactments, and such as have no influence on existing rights and remedies; and to reduce the public statutes of this State, inclusive of such as are passed at the present session, into as concise and comprehensive a form as is consistent with clear expression of the will of the General Assembly; and, in addition thereto, he shall prepare indices and cross indices to said codification, publishing the same in the appropriate volume as hereinafter provided, note by annotation the decisions of the Supreme Court of the State of South Carolina under the different Sections of the statutes codified as herein provided, and also of the Constitution of 1895 of said State, and rules of Court as herein provided to be published; annex to the volume containing the general laws a list of all general public statutes repealed since the enactment of the General Statutes of 1882, giving the title, and date of approval, of the repealing Statute; and he shall annually prepare for publication, as soon after the adjournment of the General Assembly as practicable, the statutes and joint resolutions passed at the preceding session, dividing the same into such as may be of a general and permanent kind and such as may be local and of temporary nature, with a correct index and cross index of same; and that he also publish with such statutes, alphabetically arranged and with date of granting same, a list of all charters granted by the Secretary of State. He shall annually report to the General Assembly, at each session, all changes made in the Statute law embraced in the Code at its

previous session, together with a note of or reference to the decisions of the Supreme Court, on the Sections of said Code published during the current year, said report to be annually published by the State Printer in such form as the Code Commissioner may prescribe.

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SEC. 3. That said codification of laws shall be designated as the "Code of Laws of South Carolina, 1902," and be divided and published in two volumes: "Volume I." shall contain all the public laws of general interest, exclusive of those contained in "Volume II.," as herein provided, together with the indices, annotations and list of repealed Acts, as hereinbefore provided; "Volume II." shall contain the Constitution of the United States, the Constitution of South Carolina and rules of Court annotated as herein provided; the "Code of Civil Procedure," including all statutes pertaining to the practice, pleadings and procedure in the Court of Common Pleas, Probate and Magistrate Courts; and the "Criminal Code," including all statutes pertaining to crimes and the punishment of crimes, procedure in the Court of General Sessions and criminal matters, and to the penal institutions of this State.

Code of laws.

SEC. 4. That as soon as said Code of Laws has been completed by the Commissioner he shall procure for the use of the State a copyright of said publication for the use of the State and there shall be printed in each volume a certificate that the same is copyrighted.

Copyright.

SEC. 5. That the public printer shall print twenty-five hundred copies of each of said volumes in accordance with and under the provisions of the statute now of force regulating public printing and of the terms of the contract made with reference thereto, and as fast as printed the same shall be turned over and delivered to the State Librarian who shall give receipts therefor.

Copies printed.

SEC. 6. That a sufficient number of each of said volumes be bound by the State Printer for distribution and one of each be mailed or expressed to each of the Justices of the Supreme Court, and the Circuit Judges and Solicitors; to each Clerk of Court, Judge of Probate, Sheriff, Master, Auditor, Treasurer, County Superintendent of Education and Magistrate; to each County Board of Commissioners; to each State officer; to each member of the Senate and House of Representatives and to the clerks thereof; to each chartered college in this State; five copies of each to the Library of the Supreme Court and forty

Distribution of.

A. D. 1901.



copies of each to the State Library; two copies of each to the Library of Congress and one copy of each to the head of each and every department at Washington for the use of his department; to Governor of each and every State of the Union for the use of his State; to the South Carolina Historical Society, to the Charleston Library Society and to the Columbia Library Association. That upon the retirement from office of any of the State and County officials, the copies received by him shall be turned over to his successor.

Sale of.

SEC. 7. That the said Librarian is hereby authorized to sell the remainder of said Code of Laws at a price to be fixed by the Commissioner and the Public Printer which will cover the actual cost of printing the whole of said remainder but not exceeding the actual cost of printing such remainder; that all funds received from such sales shall be turned over to the State Treasurer by said Librarian as soon as received, and he shall annually report to the General Assembly the number of volumes sold, the amount received and the number of volumes remaining on hand.

Appropriation for assistants.

SEC. 8. That for the purpose of employing assistance in the performance of the duties hereby imposed herein in the codification, annotation and indexing of the statute laws of this State, as provided in Section 2 of this Act the sum of five hundred dollars is hereby appropriated and the further sum of two hundred dollars for other expenses which may be necessarily incurred to be paid by the State Treasurer out of any funds in his hands not otherwise specifically appropriated to be drawn upon the warrant of the Comptroller General issued upon the order of said Commissioner; and said Commissioner shall be furnished by the State Librarian five copies of each of the Acts of the General Assembly, or Statutes at Large since the session of 1881, from the unbound copies of said statutes in the State Library and loan to him such other volumes as he may desire to be used by him in the preparation of said Code. And said Commissioner shall at all times have access to the enrolled Acts in the office of the Secretary of State.

SEC. 9. That all Acts and parts of Acts inconsistent with this Act be and the same are hereby repealed.

SEC. 10. That this Act shall take effect from its approval.

Approved the 21st day of February, A. D. 1901.

No. 395.

A. D. 1901.

AN ACT TO PROVIDE FOR THE APPOINTMENT AND COMPENSATION OF A STATE GEOLOGIST.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That immediately after the approval of this Act, the Governor, by and with the advice and consent of the Senate, shall appoint for a term of two years, a State Geologist who shall have the qualifications of a good moral character and a competent knowledge of Scientific and practical Geology and Mineralogy: *Provided*, the Governor may remove the State Geologist, for cause, at any time and appoint a successor, whose appointment shall be confirmed by the Senate at its next session.

State Geologist to be appointed; term; removal from office.

SEC. 2. The duty of the State Geologist shall be to continue and extend the investigations already made into the Geological structure and resources of the State.

Duties.

SEC. 3. The compensation of the State Geologist shall be one hundred and twenty-five dollars per month, and for necessary assistants, and for expenses a sum not to exceed seven hundred and fifty dollars per annum payable monthly, the said salary and pay for assistance and expenses to be paid by the State Treasurer monthly out of any funds not otherwise appropriated, on the warrant of the Comptroller General, based on itemized and verified statements of the services and expenses submitted to and approved by the Governor.

Compensation.

SEC. 4. That it shall be the duty of the State Geologist to study and determine as nearly as possible, the number and extent of the various formations of the State, to represent the same, from time to time, upon properly constructed maps and diagrams; to study the modes of occurrence and the distribution of the useful minerals and products of these formations; to determine the chemical composition and structure of the same; to investigate the soils and water supply of the State; and to give attention to, locate and describe Phosphate Deposits, useful building stone, kaolin material for brick, for cement and other substances useful or valuable to the citizens of the State.

Duties.

SEC. 5. That the State Geologist shall make, and submit to the Governor, on or before the first day of January of each year, a report covering his work of the preceding year, and the report shall be transmitted to the General Assembly, to be

Report.

A. D. 1901. printed in the same manner as other public documents, or as shall be otherwise ordered.

Specimens. SEC. 6. The State Geologist may from time to time, collect Geological specimens for a State Cabinet, and is hereby authorized to procure at the expense of the State when needed, suitable cases for such Cabinet, not to exceed Fifty Dollars, payable as provided for his other expenses, to be located in the Legislature Library Hall or other suitable place in the State House, to be designated by the Secretary of State; of which Cabinet, when established, the State Geologist shall be the curator.

SEC. 7. That nothing in this Act contained shall be so construed as to repeal or interfere with the duties or work of the Chemist or of the Faculty of Clemson Agricultural and Mechanical College.

Approved the 21st day of February, A. D. 1901.

No. 396.

AN ACT TO CREATE A STATE BOARD OF ENTOMOLOGY, TO DEFINE ITS POWERS, AND PRESCRIBE ITS DUTIES, AND PROVIDE FOR THE INSPECTION OF FRUIT TREES, VINEYARDS AND VEGETABLE FARMS, TO PREVENT CONTAGIOUS DISEASES AND DESTROY DESTRUCTIVE INSECTS IN ORCHARDS, VINEYARDS AND OTHER PLACES IN THIS STATE.

State Board
of Entomology.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That on or before April the 1st, 1901, and every two years thereafter, the Board of Trustees of Clemson College shall designate three members of the said Board, who shall constitute and be known as the State Board of Entomology, and who shall be charged especially with the execution of the provisions of this Act.

Powers.

SEC. 2. That the said Board shall have full power to adopt such rules and regulations governing the inspection, certification, sale, transportation and introduction of trees, plants, shrubs, cuttings, buds, vines, bulbs, or roots, that they may deem necessary or advisable, to prevent the introduction or dissemination of destructive pests and plant diseases in this State.

SEC. 3. That the said Board shall have power to appoint an Entomologist who shall be a skilled horticulturist and an assistant Entomologist if in their judgment it shall be impracticable for the Entomologist so to be appointed to discharge the duties hereby devolved upon him; and such Entomologist shall act as an inspector under the provisions of this Act; and it shall be the duty of said Board to promulgate rules and regulations in accordance with this Act for the guidance of said Entomologist, and his assistant if one shall be appointed, in the duties devolving upon him under the provisions hereof.

A. D. 1901.

Entomologist
to be appointed.

SEC. 4. That the said Board shall fix the salary of said Entomologist, and of his assistant if one shall be appointed; the said salary shall be paid out of the funds now provided by law for the uses of Clemson College; and in addition to said salaries such expenses as the said Board may allow, for traveling and other incidental expenses of the Entomologist and his assistant and the issuing of reports, or other publications, shall be paid out of the funds provided for the uses of Clemson College.

Compensation.

SEC. 5. The Entomologist shall have power under the regulations of the said Board, to visit any section of the State where insects injurious to or destructive of plants are believed to exist, and shall determine whether any infested trees or plants or vineyards are worthy of remedial treatment or should be destroyed; and he shall report his findings in writing to the owner of the premises where such Trees or Plants or Vineyards are situated, or to his agent or tenant, and a copy of his report shall also be submitted to the said Board. In case of objection to the finding or report of the inspector, an appeal may be had to the said Board, who shall have the power to summons witnesses and hear testimony on oath, and whose decision shall be final. Upon the finding of the inspector in any case of infested Trees or Plants or Vineyards, the treatment prescribed by him shall be executed by the owner of the premises unless an appeal is taken, and the cost of material incident to such treatment shall be borne by the owners of the premises: *provided, however*, that in case the Trees or Plants or Vineyards shall be condemned by the Inspector, they shall be destroyed by his direction by the owner of the premises and the expense of said action shall be borne by the owner of the premises: *Provided*, That failure or refusal on the part of the owner of the premises to execute the treatment prescribed by the Entomologist, or to

Powers to
inspect, etc.

A. D. 1901.

destroy trees, plants or vineyards as directed by him, shall be deemed a misdemeanor, and upon conviction thereof such owner shall be punished by a fine not exceeding one hundred dollars or imprisonment in the County jail not exceeding thirty days : *And Provided, further,* That the provision in reference to destroying plants shall not refer to cotton, corn, grain or such other field plants as are not subject to sale and transportation. No compensation shall be paid to the owner of the premises for any plant that shall thus be destroyed.

Sale of diseased plants a misdemeanor.

SEC. 6. It shall be unlawful to sell, or offer for sale, or transport plants, buds, trees, shrubs, vines, tubers, bulbs, roots or cuttings, known to be infested with dangerous or injurious insects or plant diseases ; and any person or persons violating the provisions of this Section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in a sum not exceeding One Hundred Dollars, or imprisonment in the County jail not exceeding thirty days.

Obstruction of Entomologist a misdemeanor.

SEC. 7. That the said Entomologist or his assistant, is hereby authorized and empowered to enter upon any premises in this State for the discharge of the duties hereby prescribed, or that may be prescribed by said Board ; and any person or persons who shall pester or hinder him in the discharge of such duties shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding one hundred dollars, or by imprisonment in the county jail not exceeding thirty days.

Board to adopt rules and regulations.

SEC. 8. The said Board shall have the power to adopt rules and regulations consistent with the laws of this State and of the United States for preventing the introduction of injurious crop pests from without the State, and for the government of common carriers in transporting plants liable to harbor such pests to and from the State.

Certificate of inspection.

SEC. 9. It shall be unlawful for any grower of fruit trees, nurserymen, or Corporation to ship within this State any Trees, Shrubs, Cuttings, Vines, Bulbs or Roots without having the same previously examined by said Entomologist, or by his assistant within six months next preceding date of such shipment, a certificate of such inspection in such form as may be adopted by said Board to accompany each box or package.

Any person or corporation violating the provisions of this Section shall be deemed guilty of a misdemeanor, and upon

conviction thereof shall be punished by a fine not exceeding one hundred dollars, or be imprisoned in the County Jail not exceeding thirty days. A. D. 1901.

SEC. 10. That all fruit growers, nurserymen or corporations residing in this State dealing in or handling fruit trees, shrubs, cuttings, vines, bulbs or roots, shall be compelled to have his or their stock inspected annually on or before the 1st day of November of each year. If upon such inspection such stock is found to conform to the requirements of said Board, the inspector shall furnish a certificate to that effect; or if such stock shall not conform to the requirements of said Board, then the said Inspector may cause the same to be destroyed, at the expense of the owner thereof: *Provided*, That any fruit-grower, nurseryman or corporation residing without this State, and desiring to sell trees, shrubs, cuttings, vines, bulbs or roots within this State, may notify the State Entomologist of this State, who shall inspect and certify their stock: *Provided*, Such fruit-grower, nurseryman or corporation shall pay all costs incident to such inspection and certification.

SEC. 11. That all persons or corporations residing without the limits of this State dealing in Trees, Plants, Cuttings, Shrubs, Vines or Roots, shall register his, their or its name, and file a copy of his, their or its certificate of inspection furnished by the Entomologist, or Inspector or duly authorized official of the State in which he or they or it resides with the Chairman of said Board. Upon failure to comply with this requirement any of said articles that may be shipped into this State may be confiscated or destroyed by the authority of said Board.

SEC. 12. When two or more reputable citizens of any county in this State notify the Chairman of the State Board of Entomology that noxious insects or plant diseases existing in their County, it shall be his duty to have the Entomologist promptly investigate the matter and take such steps as authorized and prescribed in this Act and by the State Board of Entomology.

SEC. 13. The said Board is hereby authorized and empowered to make such rules and establish such regulations to carry out the provisions of this Act as in their judgment will best promote the accomplishment of the purposes intended to be effected by this Act.

SEC. 14. This Act shall take effect from and after its passage.

Approved the 19th day of February, A. D. 1901.

A. D. 1901.

No. 397.

AN ACT TO FURTHER AMEND SECTION 15 OF AN ACT ENTITLED "(No. 505) AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO AMEND SECTION 15 OF AN ACT ENTITLED 'AN ACT TO PROVIDE FOR THE ELECTION OF THE STATE BOARD OF CONTROL AND TO FURTHER REGULATE THE SALE, USE, CONSUMPTION, TRANSPORTATION, DISPOSITION OF INTOXICATING AND ALCOHOLIC LIQUORS, ETC.,' APPROVED THE 5TH MARCH, 1897,' TO PREVENT THE MANUFACTURE AND DISTILLING OF SUCH LIQUORS WITHIN TWO MILES OF ANY CHURCH OR PUBLIC SCHOOL."

Act of 1896,
XXII. Stats.,
135: Act of
1897, XXII.
Stats. 520,
amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That section 15 of an Act entitled "An Act to amend an Act entitled 'An Act to amend Section 15 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation, disposition of intoxicating and alcoholic liquors, etc.,' Approved the 5th March, 1897,' to prevent the manufacture and distilling of such liquors within two miles of any church or public school," be, and the same is hereby further amended, by adding after the word license on line 19 of said Section, the following proviso: *Provided*, that in the County of Pickens it shall be lawful for the said Board to grant such permit or license when the other provisions of this Section are complied with and within one mile of any church or public school; so that said Section when so amended shall read as follows:

SECTION 15. No person, firm, association or corporation shall manufacture for sale, or keep for sale, exchange, barter or dispense, any liquors containing alcohol, for any purpose whatsoever, otherwise than is provided in this Act. Any person, firm, association or corporation desiring or intending to manufacture or distill any liquors, containing alcohol, within this State shall first obtain from the State Board of Control a permit or license so to do; nor shall such permit or license be granted to any person, firm, association or corporation to manufacture or distill any liquors containing alcohol within this State, within two miles of any church or public school; but in the case of distillers, such permit or license shall not be granted or renewed, except on petition, signed in person by a majority of the resident

freeholders in the city, town or township in which it is proposed to locate the distillery, and it shall be unlawful for any such person, firm, association or corporation to manufacture or distill any liquors containing alcohol within this State without having such permit or license: *Provided*, That in the County of Pickens it shall be lawful for the said Board to grant such permit or license, when the other provisions of this Section are complied with, and within one mile of any church or public school. Any violation of the terms of the permit or license shall authorize and warrant the seizure of the product on hand at any distillery or place where liquors containing alcohol are manufactured: *Provided*, The United States has no lien or claim upon the same. And in the application for a permit or license to manufacture liquors containing alcohol, the applicant shall give the State full power upon any violation of this Act to seize and take possession of any product on hand at the distillery or place where such applicant shall manufacture such liquors, and shall authorize the State to pay the United States government the tax upon the same, if unpaid, and to dispose thereof as provided herein for contraband goods. Every package, barrel or bottle of such liquor shipped beyond the limits of this State shall have thereon the certificate of the State Board of Control allowing the same, otherwise it shall be liable to confiscation, and the railroad conveying it shall be punished as in Section 3: *And provided*, That any person shall have the right to make wine for his or her own use, from grapes or other fruits. The Inspector appointed by the State Board of Control, as herein provided, shall have the right to enter and examine, at any and all times not forbidden by the United States laws, any distillery, brewery or place where liquors containing alcohol are manufactured within this State. Any manufacturer, distiller or brewer who may refuse to allow the inspector or constable to enter and examine his place of business and its appurtenances at such time as the Inspector or Constable may deem proper, shall forfeit his permit or license: *Provided*, *further*, That the provisions of this Act shall not apply to distilleries already established and operating according to law, and so long as they continue so to operate: *Provided* also that the State Board of Directors may grant privileges for the erection and operation of breweries, distilleries and establishments for the bottling and sale of beer, styled "Beer Dispensaries," in

A. D 1901.

Special provision as to Pickens County.

A. D. 1901. cities of over twenty thousand population, to be operated as now prescribed by law.

Approved the 23rd day of February, A. D. 1901.

No. 398.

AN ACT TO AMEND SECTION 10 OF AN ACT ENTITLED "AN ACT TO FURTHER DECLARE THE LAW IN REFERENCE TO, AND FURTHER REGULATE THE USE, SALE, CONSUMPTION, TRANSPORTATION AND DISPOSITION OF ALCOHOLIC LIQUIDS OR LIQUORS WITHIN THE STATE OF SOUTH CAROLINA AND TO POLICE THE SAME" APPROVED JANUARY 2, A. D. 1895, AS TO THE COMPENSATION OF THE BOARD OF CONTROL OF CHESTERFIELD COUNTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 10 of an Act entitled "An Act to further declare the law in reference to, and further regulate the use, sale, consumption, transportation and disposition of alcoholic liquids or liquors within the State of South Carolina, and to police the same," approved January 2d, A. D. 1895, be amended by inserting just after the special provision as to Barnwell County the following words, "and in Chesterfield County where the Chairman may receive per diem for not more than fifty days and the other members of the Board may receive per diem for not more than thirty days in any one year;" so that said Section when thus amended shall read as follows:

Sec. 10, Act
of 1898, 21
Stats., 728,
amended as to
Chesterfield
County.

Section 10. The County Board of Control shall use as their office the office of the County Supervisor of their County, and shall elect one of their number as Chairman, and another as Clerk of the said County Board of Control. The County Board shall preserve as a part of the records and files of their office all petitions, bonds and other papers pertaining to the granting or revocation of permits, and keep suitable books in which bonds and permits shall be recorded. The books shall be furnished by the County like other public records. The County Board of Control shall designate or provide a suitable place in which to sell the liquors. The members of the County Board of Control shall meet once a month or oftener, on the call of

the Chairman, and each member of the Board shall receive a per diem of two dollars, and five cents mileage each way, but they shall not receive compensation for more than thirty days in any one year, except in the County of Charleston, where they shall not receive compensation for more than sixty days in any one year, and in Barnwell County not more than fifty days in any one year, and in Chesterfield County, where the Chairman may receive per diem for not more than fifty days and the other members of the Board may receive per diem for not more than thirty days in any one year. They shall upon the approval of the State Board of Control, employ such assistants for the County Dispenser as may be necessary. The Dispenser and his assistants shall receive such compensation as the State Board of Control may determine. All profits, after paying all expenses of the County Dispensary, shall be paid, one-half to the County Treasury and one-half to the municipal corporation in which it may be located, such settlements to be made quarterly: *Provided*, That if the authorities of any Town or City, in the judgment of the State Board of Control, do not enforce this law, the State Board may withhold the part going to the said Town or City and use it to pay State Constables or else turn it into the County Treasury. All moneys received by the County Dispenser belonging to the State shall be forwarded on Monday of each week to the State Commissioner, and at the same time the County Dispenser shall forward to the State Board of Control a duplicate statement of the remittance so made to the State Commissioner. On the same day of each week the County Dispenser shall deposit with the County Treasurer the portion of all the moneys received by him belonging to the County and to the municipal authorities in which the dispensary is located. The County Treasurer shall give his receipt therefor and hold the same until the quarterly settlement hereinbefore provided for is had. The quarterly settlement herein provided for shall be made on the fourth Monday in the months of December, March, June and September in each year. Such settlement shall be made in the presence of the County Auditor, who shall make a memorandum of the items thereof, and forward the same to the State Board of Control. The Mayor or Intendant of the City or Town in which the dispensary is located shall also attend such settlement: *Provided*, That in Counties where dispensaries other than in

A. D. 1907.

A. D. 1901. incorporated Cities or Towns, the County shall get all profits that would otherwise go to such Cities and Towns.

Approved the 19th of February, A. D. 1901.

No. 399.

AN ACT TO PROVIDE FOR THE COLLECTION OF CERTAIN FEES BY THE SECRETARY OF STATE.

**Fees for
charters.**

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: The Secretary of State is hereby authorized and required to collect the following fees: Upon each charter issued or renewed to any corporation, payable when the said charter is issued or renewed, the sum of one mill upon each dollar of the capital stock authorized up to and including one hundred thousand dollars; the sum of one-half of a mill upon each dollar of the capital stock exceeding one hundred thousand dollars and up to and including one million dollars; and the sum of one-fourth of a mill upon each dollar of the capital stock exceeding one million dollars; for recording each declaration, petition or return precedent to the granting of any commission of corporators, charter, amendment of charter or increase, or decrease of capital stock, or renewal of charter, required by law to be recorded in said office, the sum of two dollars and fifty cents for each paper so recorded; for filing each declaration or other paper, by any foreign corporation, five dollars; for filing each charter granted in another State and by-laws adopted thereunder, or either required by law to be filed, five dollars: *Provided*, That nothing herein contained shall be construed to apply to municipal charters: *Provided, further*, That nothing herein contained shall be construed to increase the fees for churches, lodges, colleges, schools or other eleemosynary organizations.

**Consolidation
of railroad
companies.**

SEC. 2. Upon the consolidation of any railroad company there shall be paid to the Secretary of State a fee upon the capital stock of the combined company, as in the organization of a new company: *Provided*, That credit shall be given thereon for any charter fees paid by companies forming the consolidated company.

SEC. 3. That all fees collected hereunder shall be paid into the State Treasury by the Secretary of State. A. D. 1901.

SEC. 4. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

SEC. 5. That this Act shall take effect the first day of May, 1901.

Approved the 20th day of February, A. D. 1901.

No. 400.

AN ACT DECLARING THE LEGAL STATUS OF SHARES OF STOCK IN MANUFACTURING CORPORATIONS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: Stocks representing shares in Manufacturing Corporations chartered under the laws of this State shall be deemed and are hereby declared to be realty, but the stock representing such shares may be transferred from one person to another, for any purpose whatsoever by the same means as are or may be allowed by law for the transfer of shares in other corporations: *Provided*, The same shall not be subject to any claim of dower, shall be subject to debts in execution, or upon attachment as shares of stock in other corporations and to the laws of distribution of deceased intestate's estate, as if the same were personal property: *Provided, further*, That such stocks shall be exempt, in the hands of the holder, from taxation when the Corporation is taxed on the value of said stocks.

Stock in
manufacturing
company real-
ty.

Transfer.

Distribution
in cases of in-
testacy.

SEC. 2. All Acts and parts of Acts inconsistent with this Act be, and the same are hereby repealed.

Approved the 19th day of February, A. D. 1901.

A. D. 1901.

No. 401.

AN ACT TO REGULATE THE ISSUE OF PREFERRED STOCK BY CORPORATIONS.

May issue preferred stock.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That any corporation heretofore or hereafter created or organized under any general or special Act of the General Assembly, may at any time and from time to time issue stock with preferences, conditions and liabilities as herein provided.

Notice.

Sec. 2. When the Board of Directors or Managers of any corporation as aforesaid, deem it advisable to attach conditions, preferences or liabilities to stock issued or to be issued, they shall give four weeks' notice of a stockholders' meeting to consider the authorization of such preference, or preferences, liabilities or conditions. The said notice shall contain the number of shares and aggregate amount that it is proposed to issue and the preferences that shall be given to, the conditions attached to, and the liabilities imposed upon the stock proposed to be issued.

Two-thirds vote.

Sec. 3. If two-thirds of the stock in value of the said company be present by proxy, or otherwise, at said meeting and shall vote in favor of said preferences, conditions or liabilities, then the said preferences, conditions and liabilities shall be deemed a binding contract entered into by the aforesaid Company when the stock shall have been issued and signed by the President, and attested by the Secretary.

Proviso.

Sec. 4. That at the organization of any company the aforesaid four weeks' notice shall not be necessary or required, *provided*, the subscription list shall state the amount of the preferred stock that it is proposed to issue at said organization, and two-thirds of the stock in value that has been subscribed shall be present and vote to authorize the issue of preferred stock as aforesaid.

Sec. 5. To impose any conditions or to attach any penalties to a portion only of the stock of a corporation that was not contemplated or provided at the time said stock was issued, it shall be necessary that two-thirds of the stock so affected vote therefor after notice as aforesaid.

Approved the 19th day of February, A. D. 1901.

No. 402.

A. D. 1901.

AN ACT IN RELATION TO THE RENEWAL AND EXTENSION OF THE CHARTERS OF ALL CORPORATIONS (RAILROAD, RAILWAY, TURNPIKE AND CANAL CORPORATIONS, EXCEPTED) INCORPORATED BY SPECIAL ACTS, WHOSE CHARTERS HAVE NOT EXPIRED.

SECTION 1 *Be it enacted* by the General Assembly of the State of South Carolina, That any corporation except Railroad, Railway, Tramway, Turnpike and Canal Companies, incorporated by a special Act of the General Assembly of this State, the duration of whose charter is limited, may at any time before its expiration, have its charter renewed, to continue of force perpetually unless limited by the terms of the petition hereinafter provided for, in the following manner, namely:

Renewal of
certain char-
ters.

A petition authorized by the Board of Directors, Managers or Trustees of such Corporation shall be filed with the Secretary of State setting forth the Act incorporating such corporation and asking for the renewal and extension of its Charter, whereupon the said Secretary of State, upon payment of the fees hereinafter prescribed, shall issue and deliver to such Corporation a Certificate of renewal and extension of its said Charter, such Certificate to be of the following purport:

"The State of South Carolina: Whereas pursuant to a resolution adopted by the Board of Directors, (Trustees or Managers as the case may be) of _____, a Corporation created in and by an Act of the General Assembly of the State of South Carolina ratified the _____ day of _____, A. D. (or approved the day of _____, A. D., as the case may be) entitled

Certificate.

_____ Has filed with me its petition for renewal and extension of the Charter of said Corporation;

Now know all men that the Charter of said Corporation is hereby renewed and extended in perpetuity (or for _____ years as the case may be) with all the franchises, powers, rights, privileges and immunities and subject to the responsibilities and liabilities heretofore granted to and imposed on such corporation.

Witness my hand and Seal of Office this _____ day of _____ A. D.

[L. S.]

_____,
Secretary of State.

A. D. 1901.

Effect of.

SEC. 2. That upon the issuing of the certificates hereinbefore provided for, the Charter of such Corporation shall thereupon be renewed and extended and such Corporation shall be entitled to and vested with all the franchises, powers, rights, privileges, immunities and property enjoyed, possessed and owned by it, and subject to the responsibilities and liabilities to which it is subject, at the date of the issuing of such certificates, except that the liability of the stockholders in such Corporation shall be such as is provided in the Constitution of this State and none other, and such Charter shall be subject to all the provisions of said Constitution applicable to such Corporation as though such provisions were expressly inserted therein. That such certificate of renewal and extension shall be recorded in the office of the Register of Mesne Conveyances, or Clerk for the County in which such Corporation has its principal place of business, and such certificate of or certified copy of such record thereof shall be evidence of the renewal and extension of the Charter of such corporation.

Where recorded.

Charters renewed subject to amendment or repeal.

SEC. 3. That all Charters renewed and extended under the provisions of this Act shall at all times be subject to amendment or repeal by the General Assembly.

Renewals confirmed.

SEC. 4. That any and all such renewals of Charters as may have been heretofore granted by the Secretary of State prior to the expiration of the original Charter be and they are hereby confirmed and validated.

Publication of lists.

SEC. 5. That the Secretary of State shall publish with the Acts of the General Assembly a list of all such certificates of renewal and extension as he is now required by law to do in the cases of original charters issued by him.

Fees.

SEC. 6. That the same fees be allowed for such renewal certificate as are now prescribed by law for granting original Charters.

SEC. 7. That all Acts and parts of Acts inconsistent with this Act be and the same are hereby repealed.

Approved the 19th day of February, A. D. 1901.

No. 403.A. D. 1901.


AN ACT TO PROVIDE FOR THE ELECTION OF DIRECTORS, TRUSTEES OR MANAGERS OF ALL CORPORATIONS IN SOUTH CAROLINA AND TO CARRY OUT THE PROVISIONS OF SECTION ELEVEN, OF ARTICLE NINE OF THE CONSTITUTION OF THE STATE OF SOUTH CAROLINA IN REFERENCE TO CUMULATIVE VOTING OF STOCK.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the passage of this Act, at least one meeting of stockholders of all corporations now chartered, or hereafter to be chartered in this State shall be held annually in this State, at such time and place, and upon such notice as the by-laws may provide. At all stockholders' meetings each stockholder shall be entitled to one vote for each share of stock held or owned, and shall be entitled to vote ^{Cumulative} ~~stock; how~~ ^{voted.} in person or by proxy for directors, trustees or managers, as provided in Section 11, of Article IX., of the Constitution of the State of South Carolina; that is to say, that in the election of directors, trustees or managers of each and every such corporation, each stockholder shall be allowed to cast in person or by proxy, as many votes as the number of shares he owns, multiplied by the number of directors, trustees or managers to be elected; the same to be cast for any one candidate or to be distributed among two or more candidates.

SEC. 2. All Acts and parts of Acts inconsistent with this Act are hereby repealed.

SEC. 3. This Act shall be of force from and after its passage.
Approved the 8th day of February, A. D. 1901.

No. 404.

AN ACT TO LIMIT THE NUMBER OF ACRES OF LAND WHICH ANY ALIEN, OR ANY CORPORATION CONTROLLED BY ALIENS, MAY OWN WITHIN THIS STATE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That no alien, or Corporation controlled by aliens, either in his or its own right or as trustee, *cestui* ^{Allens can only hold 500 acres land.}

A. D. 1901. *que* trust or agent shall own or control, within the limits of this State, more than five hundred acres of land: *Provided*, this Act shall not apply to land purchased under proceedings, either by action or power of sale, to foreclose any mortgage hereafter acquired by any Alien or corporation controlled by aliens, purchasing the same, but in such case such alien or corporation controlled by aliens, shall not be entitled to hold said excess of land more than five years, without sale of same, unless the Comptroller General shall certify that a sale during that time would be materially detrimental to the interest of such Alien or corporation controlled by Aliens, in which case the said Alien or corporation controlled by Aliens, may hold the land for five years longer upon the same conditions.

Not to affect
vested rights.

SEC. 2. Nothing in this Act shall apply to lands already owned or controlled by the persons or corporations referred to in this Act, nor to lands already mortgaged to such persons or corporations.

Act of 1896,
XXII. Stats.,
211, repealed.

SEC. 3. An Act entitled "An Act to limit the amount of land which Aliens or Foreign Corporations may own within this State," approved March 9, 1896, and all other Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 19th day of February, A. D. 1901.

No. 405.

AN ACT TO EXTEND THE RIGHTS AND REMEDIES OF EMPLOYEES OF RAILROAD CORPORATIONS, AS PROVIDED BY THE CONSTITUTION, TO EMPLOYEES OF STREET RAILWAY CORPORATIONS.

Fellow serv-
ants, employ-
ees street rail-
ways.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That on and after the passage of this Act, every employee of any street railway doing business in this State shall have the same rights and remedies for an injury suffered by any person from the acts of omission of said corporations, or its employees, as are provided by the Constitution for employees of Railroad Corporations.

Approved the 20th day of February, A. D. 1901.


No. 406.

A. D. 1901.

AN ACT TO AMEND SECTION 1615 OF THE REVISED STATUTES
OF THE STATE OF SOUTH CAROLINA, OF 1893, RELATING
TO THE CONSOLIDATION OF RAILROAD COMPANIES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1615 of the Revised Statutes of 1893 be amended by striking out the words "shall form a continuous line of railroad" in said Section, and insert-
Rev. Stat. of 1893, Vol. 1, Sec. 1615, consolidation of railroad companies, amended.
 in lieu thereof, the words "are continuous or are connected." *Provided*, That nothing contained in this Section shall authorize any merger or consolidation inconsistent with the Constitution and laws of this State with regard to parallel or competing railroad lines, but such merger and consolidation shall be subject to the limitations mentioned and specified therein." So that when amended said Section shall read:

"Section 1615 (1425). It shall be lawful for any railroad company organized under the laws of this State, and operating a railroad, whether wholly within, or partly within and partly without this State, under authority of this and any adjoining State, to merge and consolidate its capital stock, franchises and property with those of any other railroad company or companies organized and operated under the laws of this or any other State, whenever two or more railroads of the companies proposed to be consolidated are continuous or are connected with each other, or by means of any intervening railroad. Railroads terminating on the banks of any river which are or may be connected by ferry or otherwise shall be deemed continuous under this Article. Nothing in this Article contained shall be taken to authorize the consolidation of any company of this State with that of any other State whose laws shall not also authorize the like consolidation: *Provided*, That nothing contained in this Section shall authorize any merger or consolidation inconsistent with the Constitution and laws of this State, with regard to parallel or competing railroad lines, but such merger and consolidation shall be subject to the limitations mentioned and specified therein." *Provided further*, that when railroad companies are consolidated under the provisions of this Article a charter of incorporation for the new company so formed by such consolidation shall be issued to the owners and stockholders of the company so consolidating or to such of

A. D. 1901.  them as the stockholders of each of said companies shall designate. And, *provided further* that only the fees now provided by law for consolidation be charged, and no additional fee be charged for such charter.

Approved the 23rd day of February, A. D. 1901.

No. 407.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO REGULATE THE SCHEDULE OF PASSENGER TRAINS IN CERTAIN CASES,' APPROVED THE 9TH DAY OF MARCH, 1896," APPROVED THE 2ND DAY OF MAY, A. D. 1897.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend an Act entitled 'An Act to regulate the schedule of passenger trains in certain cases,' approved the 9th day of March, 1896," approved the 2d day of May, A. D. 1897, be and the same is hereby, amended by inserting on line 11 of Section 1, after the word "Railroads," and before the word "so," the following: "And if they deem it reasonable they may likewise require such persons, associations or corporations to furnish to the traveling public facilities for passage over such railroads twice each way daily," so that said section 1 shall read:

Act of 1896,
XXII. Stats.,
115. Act of
1897, XXII.,
Stats., 454,
amended.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to regulate the schedule of passenger trains in certain cases," approved the 9th day of March, 1896, be, and the same is hereby, amended by adding at the end of Section 1 thereof the following words, to wit: "And the better to secure such connections, they may require all persons, associations or corporations operating any railroad or railroads (except such as may be in the hands of receivers) to run at least one unmixed daily passenger train each way over such railroad or railroads, and if they deem it reasonable they may likewise require such persons, associations or corporations to furnish to the traveling public facilities for passage over such railroads twice each way daily," so that said section 1 shall read: It shall be the duty of the Railroad Commissioners, within thirty days after the passage of this Act,

and from time to time, to examine into the schedules of all the railroads in this State for the carriage of persons or passengers, with a view to ascertain if said roads can reasonably make close connection with intersecting roads; and wherever, in their opinion, such close connection can be made without injustice or material injury to such road or roads, they shall make the appropriate orders to effect the same. And the better to secure such connections, they may require all persons, associations or corporations operating any railroad or railroads (except such as may be in the hands of receivers) to run at least one unmixed daily passenger train each way over such railroad or railroads, and may likewise require such persons, associations or corporations to furnish to the traveling public facilities for passage over such railroads twice each way daily.

A. D. 1901.

Approved the 19th day of February, A. D. 1901.

No. 408.

AN ACT TO REQUIRE THE RAILROAD COMMISSION TO FIX RATES OF STORAGE TO BE CHARGED BY RAILROAD COMPANIES IN THIS STATE; TO PRESCRIBE REGULATIONS FOR CHARGING THE SAME, AND TO PRESCRIBE HOW SUIT SHALL BE BROUGHT FOR OVERCHARGES AND TO FIX THE MEASURE OF RECOVERY AND TO REGULATE THE FREIGHT CHARGES ON MELONS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the passage of this Act, power is hereby conferred on the Railroad Commission of South Carolina, and they are required to fix and prescribe a schedule of maximum rates and charges for storage of freight made and charged by Railroad Companies doing business in this State, and to fix at what time, after the reception of freight at place of destination such charges of storage shall begin, with power to vary the same according to the value and character of the freight stored, the nature of the place of destination, and residence of consignee, and such other facts as in their judgment should be considered in fixing the same.

R. R. Commission to fix storage charges on freight.

SEC. 2. That all the provisions of the Act creating said Railroad Commission, and Acts amendatory thereof, prescribing

A. D. 1901. the procedure of said Commission in fixing freight and passenger tariffs, and hearing complaints of carrier and shippers, and of altering and amending said tariffs, shall apply to the subject of fixing and amending rates and charges for storage, as aforesaid.

Discrimination and excessive charges prohibited.

SEC. 3. That no railroad company shall make or retain, directly or indirectly, any charge for storage of freight greater than that fixed by the Commission for each particular storage, nor shall they discriminate directly or indirectly by means of rebate, or any other device in such charges, between persons.

SEC. 4. That if any railroad company shall violate the provisions of this Act, either by exceeding the rates of storage prescribed, or by discriminating, as aforesaid, the person or persons so paying such overcharge, or subjected to such discrimination, shall have the right to sue for the same in any Court of this State having jurisdiction of the claim, and shall have all the remedies, and be entitled to recover the same penalties and measure of damages as is prescribed in the case of overcharge of freight rates, upon making like demand as is prescribed in such case, and after like failure to pay the same.

Notice of freight rates on melons.

SEC. 5. On and after the passage of this Act, it shall be the duty of all Railroad Companies doing business in this State, to publish during the months of January and February, of each year, the rates of freight on watermelons and canteloupes per car load per twenty-four thousand pounds and upwards from the various points in this State to the different markets of the country, which rate shall not be increased during the current year.

Penalty.

SEC. 6. Any railroad company violating the provisions of this Act by charging rates higher than those so published, shall forfeit to the party injured double the amount of the freight charged, to be recovered in any court of competent jurisdiction.

SEC. 7. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby repealed.

Approved the 15th day of February, A. D. 1901.

No. 409.

A. D. 1901.

AN ACT TO AMEND SECTION 1675 OF THE REVISED STATUTES OF 1893, RELATING TO THE RUNNING OF RAILROAD TRAINS ON SUNDAY SO AS TO PROVIDE FOR THE RUNNING OF TRAINS TO TRANSPORT PASSENGERS TO AND FROM RELIGIOUS SERVICES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1675 of the Revised Statutes of 1893 be and the same is hereby amended, by adding at the end of said Section the following, to wit: *Provided*, That the Railroad Commissioners shall have the power (upon proper application made to them for the purpose by the officers of the church or religious denomination in charge of the place where such services are to be held) to authorize and permit the running of trains on any Sunday in the year for the transporting of passengers to and from religious services: *Provided*, The application for the permit and authority granted must both be in writing and made a part of the records of said Railroad Commissioners, so that said Section as amended shall read:

Revised Stats.
Sec. 1675,
amended.

Trains on
Sunday.

Section 1675 (1476). Said corporations or persons may run on Sunday, during the months of April, May, June, July and August; trains laden exclusively with vegetables and fruits; and on said day, in any and every month, their regular mail trains, and such construction-trains as may be rendered necessary by extraordinary emergencies other than those incident to freight or passenger traffic, and such freight trains as may be *in transitu* which can reach their destination by six o'clock in the forenoon: *Provided*, That the Railroad Commissioners shall have the power (upon proper application made to them for the purpose, by the officers of the church or religious denomination in charge of the place where such services are to be held) to authorize and permit the running of trains on any Sunday in the year for the transporting of passengers to and from religious services: *Provided*, The application for the permit and the authority granted must both be in writing and made a part of the records of said Railroad Commissioners.

Approved the 21st day of February, A. D. 1901.

A. D. 1901.

No. 410.

AN ACT TO REGULATE RATES OF TOLL FOR PASSENGERS AND THE TIMES OF RUNNING OF ALL PUBLIC STEAM FERRIES IN THIS STATE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That each and every public steam ferry in this State, heretofore or hereafter chartered, or now existing under and by authority of any general or special Act, shall operate daily and with only such intermission as is reasonable, commencing at 6 A. M. and ending not earlier than 9 P. M., each day. If any person or persons shall meet with unreasonable delay at any of the public steam ferries established by law in this State, every such person or persons may, by action in any Court of competent jurisdiction, recover from the proprietors or owners of such ferry, the sum of ten (10) dollars for each and every hour of such unreasonable delay.

Hours.

Penalty for delay.

Rates of toll.

SEC. 2. That the maximum rates of toll for passengers over each and every public steam ferry in this State, heretofore and hereafter chartered, or now existing under and by virtue of the authority of any general or special Act, shall not exceed ten cents for a single trip or passage.

Penalty for excessive rate.

SEC. 3. That the proprietors or owners of any public steam ferry who shall charge a greater rate of toll for passengers than the above prescribed rates, shall, for each and every unlawful charge, be liable to the persons from whom such toll is collected in the sum of ten dollars, to be recovered in any Court of competent jurisdiction.

SEC. 4. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 411.

A. D. 1901.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTIONS 1 AND 2 OF AN ACT ENTITLED 'AN ACT TO REQUIRE ANY INSURANCE COMPANY OR ASSOCIATION TO BE POSSESSED OF ONE HUNDRED THOUSAND DOLLARS, SURPLUS OR CAPITAL, OR IN LIEU THEREOF TO HAVE ONE HUNDRED THOUSAND DOLLARS ON DEPOSIT WITH SOME STATE FOR THE BENEFIT OF ALL POLICY HOLDERS, OR IN LIEU THEREOF TO DEPOSIT WITH THE TREASURER OF THIS STATE VALID STATE SECURITIES AGGREGATING TEN THOUSAND DOLLARS, SAID SECURITIES TO BE SUBJECT TO ANY JUDGMENT AGAINST SAID COMPANIES, AND SAID JUDGMENT SHALL OPERATE AS A LIEN ON SUCH SECURITIES, AND PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS OF THIS ACT.'"

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1 of said Act, as amended, be further amended by adding to Section 1 the following proviso: *Provided, however,* That all fire insurance companies incorporated under the laws of this State with a capital stock of \$25,000.00, or more, shall not be compelled to deposit said valid securities or bond as above required: *Provided,* Said company shall procure and file with the Comptroller General the certificate of the County Auditors in Counties where stockholders reside; that the majority of the stockholders in capital of said corporation are freeholders, and reside within the State, are worth the amount of their stock subscribed to the capital of said corporation over all their debts and liabilities and exclusive of property exempt by law from execution; so that when amended said Section will read as follows:

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That it shall be unlawful hereafter for any insurance company or association to transact any business in this State unless possessed of at least one hundred thousand dollars of surplus or capital, or in lieu thereof, shall file with the Comptroller General the certificate of the official of some State of the United States, under his hand and official seal, that he holds on deposit or in trust, for the benefit of all policy holders or members of such company or association, securities worth at least one hundred thousand dollars, or in the

Act of 1897,
XXII. Stats.
461, Act of
1898, XXII.
Stats., 723, in-
surance com-
panies amend-
ed.

A. D. 1901.

Provided as to
domestic insur-
ance compa-
nies.

absence of such capital or deposit, then to deposit with the State Treasurer of South Carolina valid securities aggregating ten thousand dollars, or a bond for said amount, made by a solvent security company, said Treasurer to be the judge of the validity of such securities and bond, which bond shall be conditioned to pay any judgment entered up in any Court of competent jurisdiction in this State upon a policy of insurance issued to any citizen of this State by any such Company, and said judgment shall be a lien upon such securities: *Provided, however,* That all fire insurance companies incorporated under the laws of this State, with a capital stock of \$25,000.00 or more shall not be compelled to deposit said valid securities or bond as above required: *Provided,* Said company shall procure and file with the Comptroller General the certificates of the County Auditors annually in Counties where stockholders reside, that the majority of the stockholders in capital of said stockholders are freeholders and reside within the State and are worth the amount of their stock subscribed to the capital of said corporation over all their debts and liabilities, and exclusive of property exempt by law from execution.

Approved the 19th day of February, A. D. 1901.

No. 412.

AN ACT TO REGULATE THE BUSINESS OF CHURCH FIRE INSURANCE COMPANIES IN THIS STATE.

Church fire
insurance com-
panies.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the approval of this Act it shall be lawful for any fire and tornado insurance company to transact the business of fire and tornado insurance in this State whenever the same shall have been organized under the authority and patronage of any church or religious denomination for the exclusive purpose of insuring the Churches, parsonage and other property belonging to any religious denomination, and the personal property belonging to any of the pastors or preachers of said denominations against loss or damage by fire, lightning or storm: *Provided,* that each of such Companies shall be possessed of a Capital, surplus or cash guaranty fund of not less than Fifty thousand dollars invested

in safe, interest-bearing securities, of which satisfactory proof shall first be furnished to the Comptroller General of the State before commencing business and as often thereafter as he may demand. A. D. 1901.

Approved the 20th day of February, A. D. 1901.

No. 413.

AN ACT TO AMEND SECTION 3 OF AN ACT ENTITLED "AN ACT TO AUTHORIZE ALL CITIES AND TOWNS TO BUILD, EQUIP AND OPERATE A SYSTEM OF WATER WORKS AND ELECTRIC LIGHTS AND TO ISSUE BONDS TO MEET THE COSTS OF SAME" APPROVED 2ND MARCH 1896, REQUIRING BOARD OF COMMISSIONERS OF PUBLIC WORKS TO REPORT TO COUNCIL AND LIMITING THEIR POWER.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 3 of an Act entitled "An Act to Authorize all Cities and Towns to build, equip and operate a system of water works and electric lights and to issue bonds to meet the costs of same," Approved 2nd March 1896, be and the same is hereby amended by adding at end of said Section the following: *Provided*, that the said Board shall make a full statement to the City or Town Council at the end of each month of their receipts and disbursements of all kinds during the preceding month, they shall have no power to incur any additional indebtedness without the concurrence of such Council. So that said Section when so amended shall read as follows:

SECTION 3. That said Board of Commissioners of Public Works shall be vested with authority to build or contract for building said water works and said electric light plant and to operate same, and shall have full control and management of same. They may supply and furnish water to the citizens of said Cities and Towns and also electric, gas or other light, and may require and exact payment of such rates, tolls and charges as they may establish for the use of water and lights. They may sell and dispose of said bonds and apply the proceeds, or so much thereof as may be necessary, towards the purchase of or payment for said plants: *Provided* that the said Board shall

A. D. 1901

Report to
City or Town
Council.Concurrence
of Council.

make a full statement to the City or Town Council at the end of each month of their receipts and disbursements of all kinds during the preceding month, they shall have no power to incur any indebtedness without the concurrence of such Council.

Approved the 19th day of February, A. D. 1901.

No. 414.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTION 1819 OF THE GENERAL STATUTES OF 1882, BEING SECTION 1939 OF THE REVISED STATUTES OF 1893, RELATING TO LANDLORD AND TENANT," APPROVED THE 21ST DAY OF FEBRUARY, A. D. 1898.

Landlord and
tenant, Gen'l.
Stats., Sec.
1819, Revised
Stats. Sec.
1939, amend-
ed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend Section 1819 of the General Statutes of 1882, being Section 1939 of the Revised Statutes of 1893, relating to landlord and tenant," approved the 21st day of February, A. D. 1898, be, and the same is hereby, amended by inserting after the word "occurring" and before the word "so" in the tenth line of Section 1 of the said Act, the following words: "*Provided, further,* that either party to the proceeding shall have the right to appeal, which appeal shall stay further proceedings upon the tenant entering into bond with sufficient surety or sureties to pay the landlord all damages which he may sustain thereby," and by adding the said words at the end of said section; so that Section shall read as follows:

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section 1819 of the General Statutes of 1882, being section 1939 of the Revised Statutes, 1893, relating to landlords and tenants, be amended by striking out the words "to enter upon the premises and claim possession," on fourth and fifth lines thereof, and substitute therefor the words "demand possession thereof from the tenant or person in possession thereof," and by substituting the word "Magistrate" for the word "Trial Justice" whenever occurring; *provided, further,* that either party to the proceeding shall have the right to appeal, which appeal shall stay further proceedings upon the tenant entering into bond with sufficient surety or

sureties to pay the landlord all damages which he may sustain thereby; so that said Section when amended shall read as follows, to wit:

A. D 1901.

Section 1819. In all cases where tenants hold over after the expiration of their lease or contract for rent, whether the same be in writing or by parol, or shall fail to pay the rent when the same shall become due, the landlord is hereby authorized and empowered, either in person or by agent, to demand possession thereof from the tenant or person in possession thereof; and in case of refusal or resistance, it shall be lawful for the person so letting said premises, houses or tenements, his agent or attorney, to apply to a Magistrate, whose duty it shall be to have a notice served upon the person or persons so refusing to be dispossessed to show cause before him, if any he can, within three days from the date of said personal service of such notice, why he should not be dispossessed; and if he fails to show sufficient cause, it shall be the duty of the Magistrate forthwith to issue his warrant, directed to the Sheriff of the County or any Constable thereof, requiring him without delay to dispossess said person or persons from the premises so let, and authorizing him to use such force as may be necessary: *Provided*, That said Magistrate shall receive fifty cents for issuing said notice and warrant, the Sheriff or Constable a fee of one dollar for executing the same, to be paid by the party so refusing to be dispossessed, and if said costs can not be collected from the tenant, then the same shall be paid by the landlord, except in case of Constables and Magistrates in Counties where they receive salaries: *Provided*, That in case any tenant is wrongfully dispossessed, he, she or they may have an action for damages against said landlord: *Provided, further*, that either party to the proceeding shall have the right to appeal, which appeal shall stay further proceedings upon the tenant entering into bond with sufficient surety or sureties to pay the landlord all damages which he may sustain thereby: *Provided, further*, that on demand for trial by jury of either party to the proceedings, trial by jury shall be allowed to decide the issue of fact arising hereunder.

Approved the 19th day of February, A. D. 1901.

A. D. 1901.

No. 415.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO EXEMPT CERTAIN PORTIONS OF MARION COUNTY FROM THE PROVISIONS OF AN ACT ENTITLED 'AN ACT TO REGULATE THE TRAFFIC OF SEED COTTON IN THE COUNTIES OF DARLINGTON, MARION AND MARLBORO,' APPROVED DECEMBER 20TH, A. D. 1892, AND TO REGULATE THE TRAFFIC IN SEED COTTON IN THE EXEMPTED PORTIONS OF SAID COUNTY," APPROVED JANUARY 5TH, A. D. 1895, SO AS TO EXTEND THE EXEMPTION ONE MILE FURTHER NORTH.

Act of 1894,
21 State., 944,
amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled "An Act to Exempt Certain Portions of Marion County from the Provisions of an Act entitled 'An Act to Regulate the Traffic of Seed Cotton in the Counties of Darlington, Marion and Marlboro,' approved December 20th, A. D. 1892, and to regulate the Traffic in Seed Cotton in the Exempted Portions of said County," approved January 5th, A. D. 1895, be amended by inserting between the words "south of" and the words "the Wilmington," on the 5th printed line the words "a line parallel to and exactly one mile North of," so that the said Section 1 when so amended shall read as follows:

Section 1. That from and after the passage of this Act all that portion of Marion County lying South of a line parallel to and exactly one mile North of the Wilmington, Columbia and Augusta Railroad, be, and is hereby, exempt from the operations of an Act entitled "An Act to regulate the traffic of seed cotton in the Counties of Darlington, Marion and Marlboro," approved December 20th, A. D. 1892.

SEC. 2. And that Section 2 of the said Act be amended by inserting between the words "South of" and the word "the" on the second printed line of Section 2, the words "a line parallel to and exactly one mile North of," so that the said Section 2 when so amended shall read as follows:

Section 2. That all persons residing in that portion of Marion County South of a line parallel to and exactly one mile North of the Wilmington, Columbia and Augusta Railroad engaged in purchase, barter or exchange in seed cotton shall on every Saturday night post up in front of the place of business where seed cotton is purchased, bartered or exchanged the amount of

cotton purchased, bartered or exchanged during the week and the name or names of parties from whom the purchase or purchases were made, and the amount purchased and to keep said record posted for three months: *Provided*, That no person shall purchase any seed cotton within the limits above described after the hour of five o'clock in the afternoon and before eight o'clock in the forenoon.

Approved the 19th day of February, A. D. 1901.

No. 416.

AN ACT TO AMEND SECTION 3 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ELECTION OF PUBLIC COTTON WEIGHERS AND TO PROVIDE FOR THEIR COMPENSATION," APPROVED THE NINTH DAY OF MARCH, A. D. 1896, BY ADDING A PROVISO, PROVIDING FOR THE REMOVAL OF SAID WEIGHERS FOR GOOD CAUSE SHOWN AND TO FILL ANY VACANCY OCCURRING FOR ANY CAUSE IN THE OFFICE OF PUBLIC COTTON WEEGHER.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 3 of an Act entitled "An Act to provide for the Election of Public Weighers and to provide for their Compensation," approved the ninth day of March, 1896, be amended by adding at the end of said Section the following: "*Provided*, That the County Board of Commissioners may for good and sufficient cause shown, remove any such public cotton weigher from his office, after first giving such weigher at least ten days' notice to show cause why he should not be removed; and shall have power to fill any vacancy occurring in the office of Public Cotton Weigher, at the first regular meeting of the said Board after such vacancy occurs;" so that said Section 3 when so amended shall read as follows:

Section 3. It shall be the duty of each Weigher to provide a platform and scales with ample facilities for handling cotton with speed and at minimum cost, at which platform or platforms all cotton sold in said market or markets shall be weighed. It shall be the duty of each Weigher to weigh fairly and promptly all cotton sold in said market or markets, issuing his own ticket, showing the weight of each

XXII. Stats.,
58, amended.

A. D. 1901.

bale or package of cotton weighed. It shall be his further duty to adjust any difference between sellers and buyers as to moisture and mixed or false packing. In case of inability from sickness or other cause, and from the first day of March to the first day of September of each year, a Weigher may appoint a deputy, who shall take, before entering upon his duties, the usual oath of the office in the manner required of the Weigher. The elected Weigher shall be responsible on his bond for the official acts of his deputy. Each Weigher or his deputy shall devote his exclusive attention to the duties of his office during the cotton marketing season. Each Weigher shall test his scales once a month by the standards in the office of the Clerk of Court as provided by law: *Provided*, that the County Board of Commissioners, may, for good and sufficient cause shown, remove any such Public Cotton Weigher from his office, after first giving such weigher at least ten days' notice to show cause why he should not be removed; and shall have power to fill any vacancy occurring in the office of Public Cotton Weigher, at the first regular meeting of the said Board after such vacancy occurs."

SEC. 2. That all Acts or parts of Acts inconsistent with this Act be and the same are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 417.

AN ACT TO AMEND SECTION 5 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ELECTION OF PUBLIC COTTON WEAHERS AND TO PROVIDE FOR THEIR COMPENSATION," APPROVED THE 9TH DAY OF MARCH, A. D. 1896, BY ADDING A PROVISIO FOR THE CITY OF SUMTER.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 5 of an Act entitled "An Act to Provide for the Election of Public Cotton Weighers and to Provide for Their Compensation," approved the 9th day of March, A. D. 1896 be amended by adding the following proviso thereto: *Provided*, That the provisions of this Act shall apply to the City of Sumter as follows: That three public

XXII. Stat.
57, amended.

weighers shall be elected for the City of Sumter by the County Board of Commissioners, one of whom shall be recommended by the City Council, and their term of office shall be one for a term of two years and one for a term of three years and one for a term of four years to be determined by lot: *Provided*, That no person shall be voted for or elected a cotton weigher who is related within the sixth (6) degree by blood or marriage to one or any of the County Board of Commissioners. That the Cotton Weighers shall be required to mark and number each bale of cotton as indicated by tags of buyer, and keep the cotton of each buyer together in order to facilitate prompt shipment. That no cotton shall be allowed to remain on the platform more than five days except upon being subject to a charge of one cent per bale, per day; and cotton left on platform for any time to be at the owner's risk. That the platform for cotton weighers shall be furnished by the County, and shall have a capacity for 5,000 bales, and the scales on said platform shall be approachable from at least two sides. That the weighers as aforesaid shall render to the County Commissioners a monthly statement of the cotton weighed and shall pay to the County Treasurer one cent per bale for all cotton weighed by them, for the use of the platform; so that said Section when so amended shall read as follows:

A. D. 1901.

Section 5. The provisions of this Act shall not apply to the Counties of Charleston, Laurens, Berkeley, Chester, Spartanburg, Aiken, Horry, Edgefield, Georgetown, Richland, Saluda, Beaufort, Lancaster, Abbeville, York, Newberry, Kershaw, Lexington, Oconee, nor to the town of Liberty in Pickens County, or to Anderson Township in Anderson County: *Provided*, That the provisions of this Act shall apply to the City of Sumter as follows: That three public Weighers shall be elected for the City of Sumter by the County Board of Commissioners, one of whom shall be recommended by the City Council, and their term of office shall be one for a term of two years and one for a term of three years, one for a term of four years to be determined by lot: *Provided*, That no person shall be voted for or elected a Cotton Weigher who is related within the sixth (6) degree by blood or marriage to one or any of the County Board of Commissioners. That the Cotton Weighers shall be required to mark and number each bale of cotton as indicated by tags of buyer, and keep the cotton of each buyer together in

A. D. 1901 order to facilitate prompt shipment. That no cotton shall be allowed to remain on the platform more than five days except upon being subject to a charge of one cent per bale, per day; and cotton left on platform for any time to be at the owner's risk. That the platform for cotton weighers shall be furnished by the County and shall have a capacity for 5,000 bales, and the scales on said platform shall be approachable from at least two sides. That the Weighers as aforesaid shall render to the County Commissioners a monthly statement of the cotton weighed and shall pay to the County Treasurer one cent per bale for all cotton weighed by them, for the use of the platform.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1901.

No. 418.

AN ACT WITH REGARD TO THE SALE OF SEA ISLAND COTTON.

Licenses to
buy Sea Island
cotton not re-
quired in Char-
leston County;
exception as to
James Island.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That licenses to buy Sea Island Cotton in the County of Charleston, save and except within the Township of James Island, in said County, shall no longer be required before buying the same.

SEC. 2. That all Acts and parts of Acts inconsistent herewith are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 419.

AN ACT TO AMEND SUBDIVISION 7 OF SECTION 970, VOL. I., REVISED STATUTES OF SOUTH CAROLINA, AS TO THE QUALIFICATIONS OF PHYSICIANS, SO AS TO EXEMPT GRADUATES OF THE MEDICAL COLLEGE OF THE STATE OF SOUTH CAROLINA AND ALL GRADUATES WHO PRESENT A DIPLOMA FROM A REPUTABLE MEDICAL COLLEGE IN THIS STATE.

Vol. I., Rev.
Stats. of 1893,
Sec. 970, sub-
div. 7, amend-
ed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That subdivision 7 of Section 970, vol. I., Revised Statutes of South Carolina, be, and the same is

hereby, amended, so that as amended the subdivision shall read: A. D. 1901.

7. Nothing in this Section shall apply to regular graduates holding diplomas issued by any College of established reputation in this State, which has a four years' course of instruction and a standard of not less than seventy-five per cent. on examination and make satisfactory evidence of their standing to the Board of Medical Examiners, nor to commissioned medical officers of the United States Army or Navy, or United States marine hospital service, nor shall it include physicians or surgeons residing in other States and called in consultation in special cases with physicians or surgeons residing in this State.

Approved the 15th day of February, A. D. 1901.

No. 420.

AN ACT TO AMEND ARTICLE I., OF CHAPTER XXIV., OF TITLE VIII., OF THE REVISED STATUTES, VOLUME I., RELATING TO THE BOARD OF HEALTH, BY ADDING THERETO TWO SECTIONS, TO BE KNOWN AS SECTION 969a AND SECTION 969b, EXTENDING THE POWERS OF STATE AND LOCAL BOARDS OF HEALTH.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Article I., of chapter XXIV., of Title VIII., of the Revised Statutes, Volume I., be and the same is hereby, amended, by adding thereto the following, to be known as Section 969a and Section 969b: Art. 1, Ch. 24, Title 8, Vol. 1, Revised Stat., amended.

Section 969a. That the State Board of Health be invested with authority to direct and supervise the action of the Local Board of Health in incorporated cities and towns and in all townships in all matters pertaining to said local boards, and upon a refusal or neglect to execute the orders of the State Board of Health, the members of the local board shall be subject to removal by the said State Board of Health. Such removal shall not be made until ten days' notice of the charges against the offending members of the Local Board shall have been mailed to or served upon him or them stating the cause of complaint and the time and place for the answer to said charges. Said removal to be additional to any penalty now im-

A. D. 1901.

posed by law; and it shall be the duty of the Secretary of said Local Board to report to the State Board of Health all such facts and statistics as may be required of them, under such regulations and upon such blanks as may be presented and furnished for the same, and any Secretary of a local board who shall fail or refuse to make such return or refuse to obey any regulation or demand of the State Board of Health shall be deemed derelict in duty, and upon failure to show cause for same shall be subject to removal by the said State Board of Health.

Section 969b. That all local boards of health in the several counties in the State outside of incorporated towns and cities, are hereby invested with the same powers and duties that are now imposed by law upon local boards of health in incorporated cities, towns and villages in the State of South Carolina: *Provided*, That nothing herein contained shall be construed as giving to Local Boards outside of incorporated towns and cities the right to enforce compulsory vaccination.

Approved the 20th day of February, A. D. 1901.

No. 421.

AN ACT TO AMEND SECTION 1 OF AN ACT ENTITLED "AN ACT TO PRESCRIBE AND FIX THE FEES OF PHYSICIANS FOR POST MORTEM EXAMINATIONS AT CORONER'S INQUEST," APPROVED 25TH FEBRUARY, 1896, BY MAKING SAID ACT APPLY TO BARNWELL, BAMBERG AND WILLIAMSBURG COUNTIES, HERETOFORE EXCEPTED.

XXII. Stats.,
256, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled "An Act to Prescribe and fix the Fees of Physicians for *Post Mortem* Examination at Coroner's inquest," approved 25th February, 1896, be and the same is hereby amended by striking out all of said Section after word "account" on line 16 thereof so that said Section when so amended shall read as follows:

Section 1. That physicians in this State shall be paid the following fees for *post mortem* examinations and testifying at Coroner's inquest: For a *post mortem* examination and testifying, when no dissection is required, five dollars; when dissection is

necessary and the body not interred, if requested, by the Coroner's Jury, ten dollars; for same after interment for three days or more, fifteen dollars; for chemical analysis, a sum not exceeding forty dollars and expenses for such analysis; and when chemical analysis has been made the chemist who makes it must furnish to the County Board of Commissioners, with his account, a full statement of the analysis. The Clerk of the County Board of Commissioners shall verify and file with the Clerk of Court of General Sessions a copy of such statement of analysis and account. A. D. 1901.

Approved the 21st day of February, A. D. 1901.

No. 422.

AN ACT RELATING TO CHATTEL MORTGAGES.


SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That no Chattel Mortgage shall be ^{Description in chattel mortgages.} valid or good to convey any interest or right whatever to the mortgagee, unless the property mortgaged shall be described in writing or typewriting, but not printing, on the face of the mortgage, nor shall any prosecution lie for selling any property under the lien of such mortgage, unless the property mortgaged shall be described in writing or typewriting, but not printing on the face of such mortgage.

Approved the 20th day of February, A. D. 1901.

No. 423.

AN ACT TO FURTHER AMEND SECTION 1114 OF THE REVISED STATUTES RELATING TO THE POWERS OF THE BOARD OF VISITORS OF THE SOUTH CAROLINA MILITARY ACADEMY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section 1114 of the first volume of the Revised Statutes of South Carolina, as amended by an Act entitled "An Act to Amend Section 1114 of the Revised Statutes of 1893, which prescribes the general powers of the Board of Visitors of the South Carolina Military Academy, so ^{Sec. 1114, Revised Stat., amended.}

A. D. 1901.  as to give the said Board the power of conferring the degree of Bachelor of Sciences," approved February 17th, 1900, be and the same is hereby amended by striking out the word "cadets" in the eleventh line thereof, and inserting instead thereof the word "graduates;" so that the said Section shall read as follows:

Section 1114. Said Board shall have the power to establish such regulations as they may deem necessary for the organization and good government of said Academy, and to establish such by-laws for the management thereof as shall not be inconsistent with the laws of this State or of the United States, to appoint Professors qualified to give instruction in military science and in other branches of knowledge which they may deem essential, to fix their salaries, and to remove them for cause, but in every case of removal two-thirds of the whole number of the Board shall concur, and the said Board shall have full power to confer the degree of Bachelor of Sciences on graduates of the said Academy.

Approved the 8th day of February, A. D. 1901.

No. 424.

AN ACT TO REMIT TO TEACHERS ATTENDING THE SPECIAL COURSES FOR TEACHERS AT THE SOUTH CAROLINA COLLEGE.

College fees
remitted to
teachers.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Trustees of the South Carolina College are hereby empowered to remit all fees to Teachers of the State in both Public and Private Schools, who take the special courses offered Teachers by the South Carolina College.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be and the same are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 425.

A. D. 1901.

AN ACT TO AUTHORIZE AND EMPOWER THE BOARD OF TRUSTEES OF CLEMSON COLLEGE TO PROMULGATE AND ENFORCE RULES AND REGULATIONS FOR THE GUIDANCE OF THE VETERINARIAN OF SAID COLLEGE IN THE TREATMENT OR DESTRUCTION OF ANIMALS AFFECTED WITH CONTAGIOUS DISEASES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Board of Trustees of Clemson College, shall have the right to promulgate and enforce rules and regulations, for the guidance of the Veterinarian of said College, or his assistant, if one shall be appointed, in the treatment of horses, mules, cattle, hogs, or other live stock affected with any dangerous or contagious disease.

Board of
Trustees to
make rules.

SEC. 2. That the said Board shall have the power to adopt rules and regulations, consistent with the laws of this State, and of the United States, to prevent the introduction into this State of any live stock, that is affected with any contagious disease, the tendency of which is to cause the death of said live stock.

SEC. 3. It shall be unlawful to sell or offer for sale, in this State, any horse, mule, cattle, hog, or any other live stock, that is known to be affected with any contagious disease the tendency of which is to cause the death of any such live stock; and any person or persons violating the provisions of this Section, shall be deemed guilty of a misdemeanor, and upon conviction, shall be fined in a sum, not exceeding one hundred dollars, or be imprisoned in the County Jail not exceeding thirty days.

Sale of af-
fected stock a
misdemeanor.

SEC. 4. That the said Veterinarian shall have the right to visit any section of this State, where contagious diseases among animals is believed to exist, and shall determine, under the rules and regulations of the said Board, whether such affected animals are worthy of remedial treatment or should be destroyed. It shall not be lawful for any person or persons to hinder or obstruct said Veterinarian or his assistant, in the enjoyment of the rights given by this Section, or in the discharge of the duties prescribed by this next succeeding Section; and any person or persons violating the provisions of this, or the next succeeding Section, shall be guilty of a misdemeanor, and upon conviction, shall be punished as prescribed in Section three of this Act.

Powers.

A. D. 1901.

Id.

SEC. 5. When two or more reputable citizens, of any County in this State, shall notify said Veterinarian, that any animals in their County are affected with a contagious disease, the tendency of which is to cause the death of such animals, he shall investigate the same, or cause an investigation thereof to be made; and for such purpose, he, or his assistant, shall have the right to go upon any premises on which such affected animals are, or where they are supposed to be. Said Veterinarian shall have the right to treat such affected animals, at the expense of the owner or owners of the same, or shall have the right to cause the same destroyed, under such rules and regulations as may be prescribed by the said Board. No compensation shall be paid to the owner or owners of any animals destroyed under the provisions of this Section. The necessary expenses incurred by the Veterinarian or his assistant in the discharge of the duties prescribed in this Act, shall be paid from the funds of Clemson College.

SEC. 6. This Act shall take effect from its passage; and all Acts and parts of Acts, inconsistent herewith, are hereby repealed.

Approved the 19th day of February, A. D. 1901.

No. 426.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR STATE INSURANCE OF PUBLIC BUILDINGS," APPROVED THE 19TH DAY OF FEBRUARY A. D. 1900.

XXIII. State,
396, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, that an Act entitled, "An Act to provide for State Insurance of Public Buildings," Approved the 19th day of February, A. D. 1900, be and the same is hereby amended by inserting after the word "State" and before the words "school houses" in Section 1 line 4 of said Act, the words "Colleges, graded school buildings and common;" and by adding at the end of said Section 4, the words, "no insurance shall be carried on the State House;" and in Section 6 line 1 after the word "buildings" by inserting the words "of any County of the State;" and at the end of said Section 6, by adding the following: "and in case of loss or damage to any State building

insured under this Act, the amount of loss shall be fixed by a like appraisement, one appraiser to be named by the State Treasurer; and the amount of loss, when fixed, shall be placed by the Sinking Fund Commission to the credit of an account to be opened in the name of the building lost or damaged, and use the same to pay for the rebuilding or repairing of such building;" and by adding at the end of Section 8 the following: "and the rate charged for insurance on buildings not heretofore insured, shall be the same rate charged on other like buildings, with a just additional amount on account of exposures, to be fixed by the said appraisers, when in their judgment such additional premium is necessary;" and by changing the numbering of Section 7 where it appears the second time in the Act, to Section 8, and by changing Section 8 to Section 9; so that said Act, as amended, shall read as follows:

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That after the expiration of the policies of insurance on any and all public buildings in and of this State and of the several Counties of this State, Colleges, graded school buildings and common school houses excepted, now of force, no insurance shall be taken on any of such buildings for a longer time than until the first day of January, 1901; and after that date all insurance on public buildings shall be carried in the manner hereinafter provided, excepting in cases in which policies of insurance heretofore taken out may expire after 1st January, 1901, to which case the provisions of this Act shall not apply until the expiration of such policies.

SEC. 2. That beginning on the first day of January, 1901, or on the expiration of such policies as may expire after the 1st January, 1901, there shall be paid annually to the Commissioners of the Sinking Fund, by each County in this State, one-half the amount paid annually in premiums for insurance on its public buildings, for the purpose of creating an insurance sinking fund, which money, when received by said Commissioners of the Sinking Fund, shall be held and invested by them as other funds in their hands, for the purposes hereinafter provided; and that a separate account of such funds shall be kept.

SEC. 3. That the value of public buildings of each of the Counties, as fixed by the policies of insurance on said buildings now of force, shall be taken to be the value of such buildings, and the amount of insurance fixed by said policies be the

A. D. 1901.

Buildings to
be insured.

Premiums.

Amount in-
sured.

amount of insurance to be allowed and carried on said buildings under this Act.

A. D. 1901.

SEC. 4. That the State Treasurer shall pay annually to the Commissioners of the Sinking Fund, one-half of the amount now paid annually in premiums for insurance on public buildings of the State. No insurance shall be carried on the State House.

SEC. 5. That the value of all public buildings hereafter built shall be the actual cost of such buildings, and the insurance to be carried, shall be three-fourths of such value.

Adjustment
of losses.

SEC. 6. In case any of such public buildings, of any County of the State, be damaged by fire or lightning, three appraisers shall be appointed, one to be named by the Commissioners of the Sinking Fund, one by the County Supervisor, and the two so appointed shall select the third, who shall ascertain and fix the amount of the damage, and file their report with the Commissioners of the Sinking Fund and with the County Treasurer of the County where the loss occurred, and the said Commissioners of the Sinking Fund shall pay to the County Treasurer the amount so fixed. In case of a total loss by fire or lightning of any of such public buildings, the amount of insurance carried under this Act shall be paid by the Commissioners of the Sinking Fund to the County Treasurer of the County where the loss occurred; and in case of loss or damage to any State building insured under this Act, the amount of loss shall be fixed by a like appraisalment, one appraiser to be named by the State Treasurer; and the amount of loss, when fixed, shall be placed by the Sinking Fund Commission to the credit of an account to be opened in the name of the building lost or damaged, and use the same to pay for the rebuilding or repairing of such building.

Limit of in-
surance fund.

SEC. 7. That when the insurance fund herein provided for reaches the sum of two hundred thousand dollars, no further premiums shall be paid, either by the Counties or the State until a part of such fund has been used in the payment of losses, and in that event the premiums of insurance shall be again paid as provided in Sections 3 and 4 of this Act, until the fund again reaches the sum of two hundred thousand dollars.

SEC. 8. That the proper officers, having by law the care and custody of State or County buildings shall insure such buildings under the provisions of this Act, whether said buildings have been heretofore insured or not.

SEC. 9. In those Counties where no insurance is at present carried on the public buildings, or where it is desired to increase or decrease the amount of insurance, the value of the buildings and the amount of insurance to be carried shall be fixed by three appraisers, appointed in the manner provided for appointing appraisers in Section 6 of this Act. The amount of insurance carried on any building insured under this Act shall not exceed three-fourths of the value of such building; and the rate charged for insurance on buildings not heretofore insured, shall be the same rate charged on other like buildings, with a just additional amount, on account of exposures, to be fixed by the said appraisers, when in their judgment such additional premium is necessary.

A. D. 1901.

Approved the 21st day of February, A. D. 1901.

No. 427.

AN ACT TO AMEND SECTION 3 OF "AN ACT TO AMEND AN ACT APPROVED 21ST FEBRUARY, A. D. 1898, ENTITLED AN ACT TO AMEND AN ACT APPROVED THE 17TH DAY OF FEBRUARY, A. D. 1897, ENTITLED AN ACT TO PROVIDE THE PUPILS ATTENDING THE FREE PUBLIC SCHOOLS WITH SCHOOL TEXT BOOKS AT ACTUAL COST," APPROVED THE 17TH DAY OF FEBRUARY, A. D. 1900, BY STRIKING OUT ON LINE 20, OF SECTION 3 OF SAID ACT THE WORD "BEAUFORT."

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 3 of "An Act to amend an Act approved 21st February, A. D. 1898, entitled an Act to Amend an Act approved the 17th day of February, A. D. 1897, entitled an Act to provide the pupils attending the free public schools with school text books at actual cost," approved the 17th day of February, 1900, be and the same is hereby amended by striking out on line 20, of Section 3 of said Act, the word "Beaufort;" so that said Section, when so amended, shall read as follows:

XXIII. Stats.,
359. amended.

"Section 3. That the amount so set aside by the County Board of Education shall be and remain a permanent fund in the hands of the County Superintendent of Education, to be

A. D. 1901. used in purchasing and keeping on hand school text books for sale to pupils attending the free public schools of his County, for cash, at actual cost or exchange prices, and to be used for no other purpose, and in no other manner; and the places where said school text books are kept and sold shall be deemed depositories, under the control of the State, as provided in the seventh article or provision, in the contract made in 1893 with the publishers of school text books." That the County Superintendent of Education in every County in the State be, and he is hereby required to keep his office open each day of the week prior to the time appointed for schools to open in his County, and for one week immediately thereafter, and for at least one day in each week during the remainder of the school term, for the convenience of those wishing to purchase books: *Provided*, That the provisions of this Act shall not apply to the city of Sumter: *Provided*, That in the Counties of Charleston, Chesterfield, Edgefield, Georgetown, Kershaw, Lancaster, Laurens, Greenwood, Lexington and Richland, the County Boards of Education are hereby authorized and empowered, but not required to carry out the provisions of this Act.

Approved the 15th day of February, A. D. 1901.

No. 428.

AN ACT TO AMEND SECTION 897 OF VOLUME I. OF THE REVISED STATUTES OF THIS STATE, SO AS TO REQUIRE COUNTY TREASURERS TO KEEP A RECORD, STATING THE TITLE OF EACH CASE WHERE A FINE HAS BEEN PAID AND THE AMOUNT THEREOF.

Amendment
Revised Stat.,
Sec. 897,
County Treas-
urers to keep
record of fines.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 897 of Volume I of the Revised Statutes of 1893 of this State be amended by adding at the end of said Section, the following: "And the County Treasurers are required to keep a record of the title of each case in which the fine has been paid; the nature of the offense for which the fine was imposed, and the amount thereof," so that when said Section is amended, it shall read as follows:

Section 897. Every Magistrate shall, on the first Wednesday in each month, or within ten days thereafter make, in writing,

to the Auditor and Treasurer of his County, a full and accurate statement of all moneys collected by him on account of fines, penalties or forfeitures during the past month together with the title of each case where a fine has been paid, and the County Treasurers are required to keep a record of the title of each case in which the fine has been paid, the nature of the offense for which the fine was imposed and the amount thereof.

A. D. 1901.

Approved the 20th day of February, A. D. 1901.

No. 429.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTION 2316 OF THE REVISED STATUTES OF THIS STATE, THE SAME BEING A PART OF THE LORD CAMPBELL ACT," APPROVED THE 11TH DAY OF FEBRUARY, A. D. 1898.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled 'An Act to amend Section 2316 of the Revised Statutes of this State, the same being a part of the Lord Campbell Act,' approved the 11th day of February, 1898, be, and hereby is, amended, in line 14 thereof, by inserting after the word 'damages,' and before the word 'as' the words 'including exemplary damages where such wrongful act, neglect or default, was the result of recklessness, wilfulness or malice,' so that said Section as amended shall read as follows: "Section 1. Be it enacted by the General Assembly of the State of South Carolina: That Section 2316 of the Revised Statutes of South Carolina of 1893 be so amended as to read as follows: 'Section 2316. Every such action shall be for the benefit of the wife or husband and child, or children, of the person whose death shall have been caused; and if there be no such wife, or husband, or child, or children, then for the benefit of the parent, or parents; and if there be none such, then for the benefit of the heirs at law of the distributees of the person whose death shall have been caused as may be dependent on him for support, and shall be brought by or in the name of the executor or administrator of such person; and in every such action the jury may give such damages, including exemplary damages where such wrongful act, neglect or default was the result of recklessness, wilfulness or malice,

Revised
Stats., Sec.
2316, XXII.
Stats., 788,
amended.

Exemplary
damages.

Sinking fund
authorized to
make loan.

A. D. 1901. as they may think proportioned to the injury resulting from such death to the parties, respectively, for whom and for whose benefit such action shall be brought. And the amount so recovered shall be divided among the before mentioned parties, in such shares as they would have been entitled to if the deceased had died intestate and the amount recovered had been personal assets of his or her estate.' ”

Approved the 19th day of February, A. D. 1901.

No. 430.

AN ACT TO AMEND SECTION 2359 (1874) VOLUME I, OF THE REVISED STATUTES OF 1893, AS TO THE EXEMPLIFIED COPIES OF WILLS ADMISSIBLE IN EVIDENCE, BY REDUCING THE NUMBER OF DAYS FROM SIXTY DAYS TO TEN DAYS.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 2359 (1874) Volume I of the Revised Statutes of 1893 be amended by striking out the word “sixty” on the last line thereof, and inserting in lieu thereof the word “ten,” so that the said Section when amended, shall read as follows:

Sec. 2359
Revised Stats.,
amended.

Section 2359 (1874). In all actions, exemplifications of Wills under the hand of the Judge of Probate and seal of the Court in which such will may have been admitted to probate, or under the hand and seal of any other officer who has legal possession of the same, shall be admissible in evidence in any of the Courts of this State, whether the same may regard the title to real or personal property: *Provided*, The party offering such exemplification shall give to the opposite party, or his Attorney, at least ten days' notice of such intention previous to the trial.

Approved the 20th day of February, A. D. 1901.

No. 431.

A. D. 1901.


AN ACT TO AMEND SECTION 2500 OF THE GENERAL STATUTES OF 1882, INCORPORATED IN SECTION 165 OF THE CRIMINAL STATUTES OF 1893 AMENDED BY ACT APPROVED DECEMBER 20TH, 1893, SO AS TO APPLY TO ALL PERSONAL PROPERTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 2500 of the General Statutes of 1882, incorporated in section 165 of the Criminal Statutes of 1893, be, and the same is hereby amended by adding on line 3, immediately after the word "or," the word "any," by adding on line 4 immediately preceding the word "personal" the words "kind, class, article or description of," by changing the word "and," on line 6 to the word "or," and by adding at the end of said Section the following words: "*Provided*, that where the injury or loss of the property effected by such act or acts does not exceed twenty dollars, the punishment shall be a fine of not more than one hundred dollars, or imprisonment for a period of not more than thirty days," so that said Section when amended, shall read as follows:

Section 165 (2500). Whoever shall wilfully, unlawfully and maliciously cut, shoot, maim, wound or otherwise injure or destroy any horse, mule, neat cattle, hog, sheep, goat, or any other kind, class, article, or description of personal property, the goods and chattels of another, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined or imprisoned at the discretion of the Judge before whom the case shall be tried: *Provided*, that when the injury or loss of the property effected by such act or acts does not exceed twenty dollars, the punishment shall be a fine of not more than one hundred dollars, or imprisonment for a period of not more than thirty days.

Sec. 2500 of
Genl. Stats.,
Sec. 165 Crim.
Stats. amend-
ed.

Malicious
mischief.

Approved the 15th day of February, A. D. 1901.

A. D. 1907.

No. 432.

AN ACT TO PROTECT LABORERS IN THEIR WAGES, AND TO REPEAL INCONSISTENT ACTS.

SECTION 1 *Be it enacted* by the General Assembly of the State of South Carolina: It shall not be lawful for any corporation, person or firm in this State to issue, pay out or circulate for payment of the wages of labor, any order, check, memorandum, token or evidence of indebtedness, payable in whole or in part otherwise than in lawful money of the United States, unless the same is negotiable and redeemable at its face value, without discount, in cash or in goods, wares or merchandise or supplies, at the option of the holder, at the store or other place of business of such firm, person or corporation, or at the store of any other person on whom such paper may be drawn, where goods, wares or merchandise are kept for sale, sold or exchanged, and the person who, or corporation, firm or company which may issue any such order, check, memorandum, token or other evidence of indebtedness, shall, upon presentation and demand, within thirty days from date of delivery thereof, redeem the same in goods, wares, merchandise or supplies at the current cash market price for like goods, wares, merchandise or supplies, or in lawful money of the United States, as may be demanded by the holder of any such order, memorandum, token or other evidence of indebtedness: *Provided*, That if said corporation, person or firm engaged as specified in this Section have a regular pay day once in every thirty days, then said corporation, person or firm shall not be required to redeem such token or evidence of indebtedness in cash until the first pay day after the same becomes payable, as herein provided, and such token or evidence of indebtedness shall be presented for payment in cash only on such pay days: *Provided*, That the provisions of this Act shall not apply to agricultural contracts or advances made for agricultural purposes.

Wages how paid.

Negotiable certificates. Redemption of.

Special provision as to employers having regular pay days.

Agricultural contracts excepted.

Penalty for violation of Act.

SEC. 2. Any officer or agent of any corporation or any person, firm or company engaged in the business of manufacturing or mining in this State, who by themselves or agent shall issue or circulate in payment for wages of labor any order, check, memorandum, token or evidence of indebtedness, payable in whole or in part otherwise than in lawful money of the United States, without being negotiable and payable at the option of

the holder in goods, wares, merchandise, supplies or lawful money of the United States, as required by Section 1 of this Act, or who shall fail to redeem the same when presented for payment within thirty days from date of delivery thereof, by the said company or its agent, at his or their office or place of business, in lawful money of the United States, or who shall compel or attempt to coerce any employee of any such corporation, shall forfeit to the employee fifty dollars to be recovered in any court of competent jurisdiction.

SEC. 3. That this Act shall take effect immediately upon its approval by the Governor, and all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 433.

AN ACT TO PROHIBIT CARELESS AND RECKLESS RIDING AND DRIVING UPON THE PUBLIC ROADS OF THIS STATE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the approval of this Act it shall be unlawful for any person to ride or drive any horse or mule or bicycle, automobile and locomobile, upon any street or ally in any city or town or any public Highway of this State, in a wilfully careless or reckless manner.

Careless riding and driving on public roads.

SEC. 2. Any person convicted of violation of the foregoing Section shall be punished by fine not exceeding One Hundred Dollars, or by imprisonment not exceeding thirty days.

Approved the 1st day of February, A. D. 1901.

A. D. 1901.

No. 434.

AN ACT TO ALLOW DAMAGES AGAINST TELEGRAPH COMPANIES DOING BUSINESS IN THIS STATE, FOR MENTAL ANGUISH OR SUFFERING, EVEN IN THE ABSENCE OF BODILY INJURY CAUSED BY NEGLIGENCE IN RECEIVING, TRANSMITTING OR DELIVERING MESSAGES.

Damages for
mental an-
guish.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the passage of this Act, all telegraph companies doing business in this State, shall be liable in damages for mental anguish or suffering even in the absence of bodily injury, for negligence in receiving, transmitting or delivering messages.

Cumulative. SEC. 2. That nothing contained in this Act shall abridge the rights or remedies now provided by law against telegraph companies, and the rights and remedies provided for by this Act shall be in addition to those now existing.

Power of
jury.

SEC. 3. That in all actions under this Act the jury may award such damages as they conclude resulted from negligence of said Telegraph companies.

Approved the 20th day of February, A. D. 1901.

No. 435.

AN ACT TO REGULATE THE CARRYING, MANUFACTURE AND SALE OF PISTOLS AND TO MAKE A VIOLATION OF THE SAME A MISDEMEANOR.

Size and
weight of pis-
tols.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the first day of July 1902 it shall be unlawful for any one to carry about the person whether concealed or not any pistol less than 20 inches long and 3 pounds in weight. And it shall be unlawful for any person, firm or corporation to manufacture, sell or offer for sale, or transport for sale or use into this State, any pistol of less length and weight. Any violation of this Section shall be punished by a fine of not more than one hundred dollars, or imprisonment for not more than thirty days and in case of a violation by a firm or corporation it shall forfeit the sum of one hundred dollars to and for the use of the school fund of the

County wherein the violation takes place to be recovered as ^{A. D. 1901.} other fines and forfeitures: *Provided*, this Act shall not apply to peace officers in the actual discharge of their duties, or to persons while on their own premises.

SEC. 2. That the fines and forfeitures above provided for, when collected, shall go to the school fund of the County where ^{Fines and forfeitures.} the violation occurred.

SEC. 3. In case it shall appear to the satisfaction of the presiding Judge or Magistrate before whom such offender is tried that the defendant had good reason to fear injury to the person or property and carried said weapon to protect himself or property he may in his discretion suspend sentence.

SEC. 4. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 436.

AN ACT TO PROVIDE A PENALTY FOR LARCENY OF BICYCLES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: From and after the passage of this Act, the larceny of any bicycle shall be punishable as now pre- ^{Larceny of bicycles.} scribed by law for the larceny of live stock.

Approved the 20th day of February, A. D. 1901.

No. 437.

AN ACT TO REGULATE THE BONDS OF PUBLIC OFFICERS AND TO PROVIDE A PENALTY FOR ANY PERSON WHO ASSUMES OR ATTEMPTS TO ASSUME, THE DUTIES OF ANY OFFICE, WITHOUT GIVING THE REQUIRED BOND.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Bonds of County Officers shall be recorded in the office of the Clerk of Court or Register of Mesne Conveyance, of the County of which the aforesaid officers are residents, and shall immediately thereupon be transmitted to the Secretary of State, who shall file them in the office of the State Treasurer. ^{County officers bonds recorded.}

A. D. 1901.

Other officers' also.

SEC. 2. The Bonds of State, District or Circuit Officers shall be filed with the Secretary of State, and shall be recorded by him, without charge in suitable books kept by him for the purpose; and when so recorded shall be filed as aforesaid with the State Treasurer; *Provided*, that the Bond of the State Treasurer shall be filed with the Governor.

County dispensers.

SEC. 3. The bonds of County Dispensers shall be recorded as other County officers' bonds, and, when so recorded shall be filed with the State Board of Directors of the Dispensary by the Secretary of State.

Copies evidence.

SEC. 4. A copy of a bond, duly certified by any Officer, with whom bonds are required to be filed or recorded herein, shall be good and sufficient evidence in all suits instituted on such bonds in any of the Courts of this State.

Misdemeanor.

SEC. 5. That it shall be unlawful for any person to assume or attempt to assume the duties of any office of which a bond is required, without having given the bond required; and any person assuming or attempting to assume the duties of any office as aforesaid, shall be guilty of a misdemeanor, and shall be subject to a fine of 500.00 Dollars or imprisonment for not less than three months in the discretion of the Court.

Approved the 8th day of February, A. D. 1901.

No. 438.

AN ACT TO PREVENT THE SALE OF GOODS, WARES OR MERCHANDISE WITHIN ONE HALF OF A MILE OF ANY CAMP GROUND OR OTHER PLACE OF RELIGIOUS MEETING, OUTSIDE AN INCORPORATED TOWN OR CITY.

Sale of goods etc., prohibited within one-half mile of camp ground.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the passage of this Act it shall be unlawful for any itinerant trader or tradesman or other than established dealer of the community to offer for sale any goods, wares or merchandise within one-half of a mile of any camp ground or other place of religious meeting while meetings are in progress outside an incorporated town or city, except with the permission of the trustees or other board of management of such meeting: *Provided*, this Act shall not

apply to vendors of fresh fruit or vegetables or any farm product. A. D. 1901.

SEC. 2. That any person violating the provisions of this Act shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined in a sum not exceeding fifty dollars, or to be imprisoned not exceeding twenty days. Penalty.

Approved the 8th day of February, A. D. 1901.

No. 439.

AN ACT TO AMEND "AN ACT TO REGULATE THE CATCHING, GATHERING, SALE, EXPORT OR CANNING OF OYSTERS, CLAMS AND TERRAPINS, TO DECLARE THE LAW IN REFERENCE THERETO, AND TO ABOLISH THE OFFICE OF TERRAPIN INSPECTOR, AS HEREIN PROVIDED," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section one of an Act entitled "An Act to Regulate the Catching, gathering, sale, export or canning of Oysters, Clams and Terrapins, to declare the Law in reference thereto, and to abolish the Office of Terrapin Inspector, as herein provided," approved the 19th day of February, A. D. 1900, be, and the same is hereby, amended by striking out on line nine of said Section the word "business," and inserting in lieu thereof the words "oysters, clams, or terrapins are gathered"; on line fifteen, strike out the word "five," and insert the word "one" in lieu thereof, and in same line insert after "each" and before "ton" the word "additional," and in the same line strike out the word "two" and insert the word "five" in lieu thereof, on line thirty-seven, strike out the word "one" and insert the word "four;" so that said Section when so amended shall read as follows:

XXIII. Stats.,
450, amended.

Section 1. That from and after the approval of this Act, it shall not be lawful to engage in the business of gathering oysters or clams, or catching terrapins, within the limits of this State, except as provided in Section 9 of this Act, for export or sale beyond this State, or to export, carry for sale or sell from this State any oysters, clams or terrapins, gathered or caught within this State, without first procuring a license so to do,

A. D. 1901. from the Treasurer of the County in which such oysters, clams or terrapins are gathered; and said Treasurer is hereby authorized and required to issue such license upon the payment to him therefor, for the use of the County, of ten dollars for each and every boat, flat or lighter engaged in the business of gathering oysters for export, or exporting oysters beyond the limits of this State, of one ton burden or under, and five dollars for each additional ton of burden; and each license, so granted, shall be numbered by the Treasurer granting same; and the persons charged with the enforcement of this Act, shall number each boat, flat or lighter, with the same number appearing upon the license granted by the Treasurer for said boat, flat or lighter; twenty-five dollars for each person engaged in the business of exporting clams, and two hundred dollars for each person engaged in the business of exporting terrapins, and ten dollars for each person engaged in the business of catching terrapins for sale in this State. The said licenses shall run for one year from the date thereof, but it shall not authorize the holder thereof or protect him in carrying on such business within the period now provided by law prohibiting the catching of terrapins: *Provided*, That nothing contained herein shall prohibit any land-owner from carrying on or authorizing to be carried on said business in oysters, clams or terrapins, caught or gathered from within the boundaries of his own land: *Provided, further*, That nothing herein contained shall prohibit any person or corporation from operating factories within the State, for the canning of oysters or clams for sale either within or without the State, or from gathering or purchasing oysters or clams for that purpose who shall pay a license fee of four hundred dollars per annum to the Treasurer of the County where the canning factory is located, for each canning factory.

SEC. 2. That Section 5 of said Act be, and the same is hereby, amended by striking out the following words, appearing on lines 1 and 2 of said Section: "That the County Supervisor, or the Chairman of the County Board of Commissioners of each County, shall be" and insert in lieu thereof, "that the County Board of Commissioners of each County be, and they are hereby, authorized and empowered to appoint some competent person who." Also amend same Section, on line 4, by inserting between the word "and" and the word "shall," the word "who." Also amend same Section on line 8, by striking

out the word "two" and inserting the word "five," so that said Section when so amended, shall read as follows: A. D. 1901.

Section 5. That the County Board of Commissioners of each County be, and they are hereby, authorized and empowered to appoint some competent person, who shall be charged with the enforcement of this Act, in their respective Counties, and who shall have the right to appoint such assistants as may be necessary, at his own expense, to aid him in the enforcement of this Act, and shall receive as compensation twenty per cent. of the licenses and fines paid to the County under this Act, not to exceed in any one year the sum of five hundred dollars.

Approved the 20th day of February, A. D. 1901.

No. 440.

AN ACT TO AMEND SECTION I OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR PENSIONS FOR CERTAIN SOLDIERS AND SAILORS, NOW RESIDENTS OF SOUTH CAROLINA, WHO WERE IN THE SERVICE OF THE STATE OR OF THE CONFEDERATE STATES IN THE LATE WAR BETWEEN THE STATES," APPROVED 19TH FEBRUARY, 1900, BY INCREASING THE AMOUNT OF APPROPRIATION AND FURTHER PRESCRIBING THE DISTRIBUTION OF THE SAME.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled "An Act to provide for Pensions for certain Soldiers and Sailors, now residents of South Carolina, who were in the service of the State or of the Confederate States in the late war between the States," approved 19th February, 1900, be and the same is hereby amended by striking out the words "one hundred" and inserting in lieu thereof "one hundred and fifty" before the word "thousand," on lines two and three of said Section, and by adding at end of said Section the following, to wit: *Provided, further*, in case the same or such amount as shall be appropriated, shall be more than sufficient then the amount so appropriated shall be distributed proportionally among all those

Sec. 1, Act of
1900, XXIII.
State, 409,
amended.

A. D. 1901. legally entitled to receive the same; so that said Section when so amended shall read as follows:

Appropriation for pensions.

SECTION 1. The sum of at least one hundred and fifty thousand dollars shall be annually appropriated to pay the pensions provided for by this Act, and in case the same, or such amount as shall be appropriated, shall be insufficient, then the amount so appropriated shall be distributed proportionately among those legally entitled to receive the same: *Provided*, That those pensioners described in subdivision (a), Section 4, herein, shall have been first paid in full: *Provided, further*, in case the same or such amount as shall be appropriated, shall be more than sufficient, then the amount so appropriated shall be distributed proportionally among all those legally entitled to receive the same.

Approved the 19th day of February, A. D. 1901.

No. 441.

AN ACT TO REGULATE FEES AND COMMISSIONS OF PUBLIC OFFICERS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That on and after the approval of this Act it shall be unlawful for any person to assume the duties of any public office until he has taken the oath provided by the Constitution, and been regularly commissioned by the Governor. The term "public officers" shall be construed to mean all officers of the State that have heretofore been commissioned, and Trustees of the various colleges of the State, members of various State Boards, Dispensary Constables, and other persons whose duties are defined by law.

Fees for commissioning officers.

SEC. 2. That no fees shall be charged or collected by the Secretary of State for qualifying and commissioning such officers, except for the offices of Notary Public and Commissioner of Deeds, who shall pay a fee of three dollars and twenty-five cents (\$3.25), which shall be transmitted by the Secretary of State to the State Treasurer, as other fees collected by him.

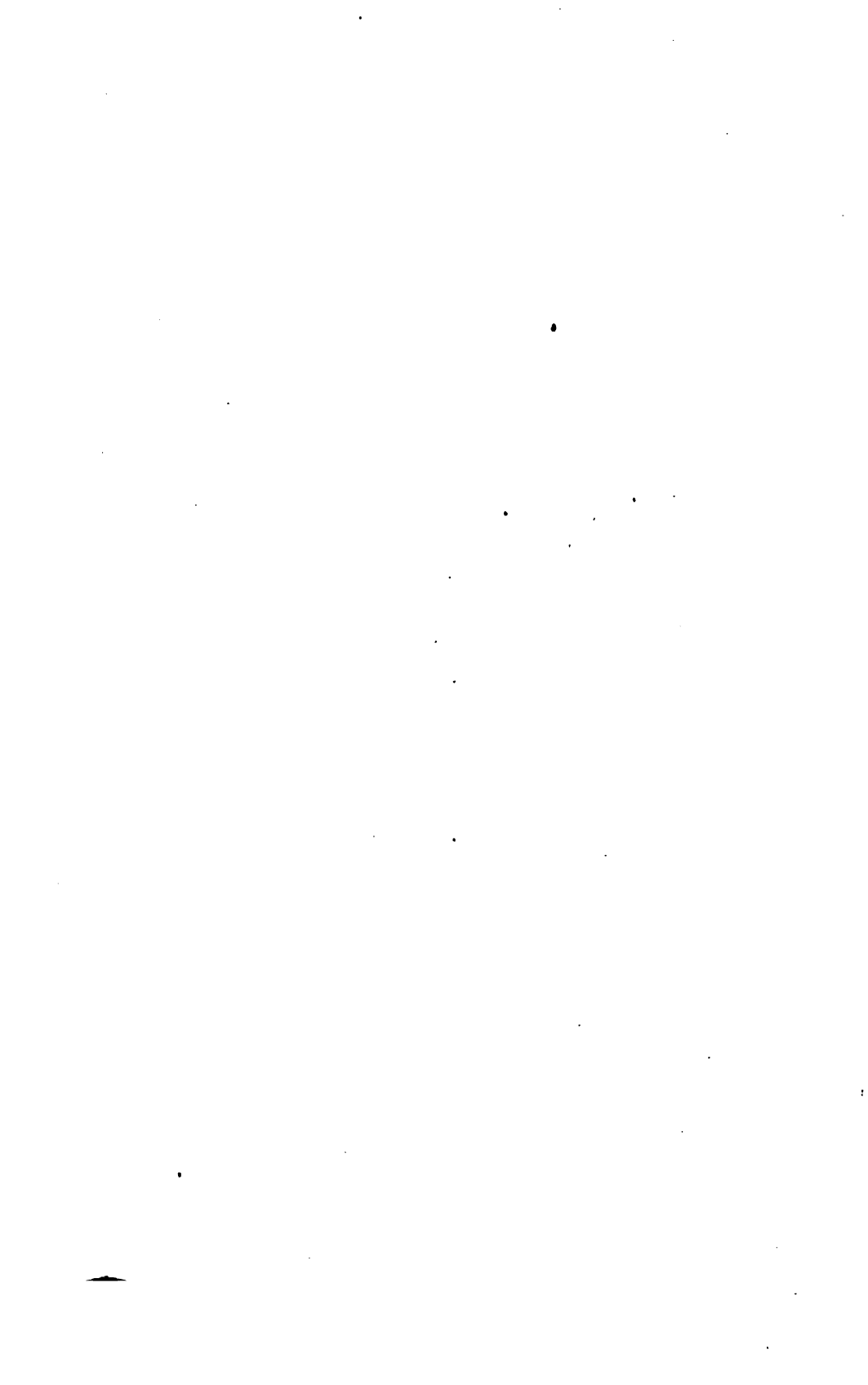
Report.

SEC. 3. The Secretary of State is hereby directed and required to report to the General Assembly at each regular session the names of all officers commissioned by him during the

fiscal year, with the dates of their appointment or election and the dates of their commissions and of such other officers as he shall deem proper. A. D. 1901.

SEC. 4. This Act shall go into effect immediately upon its approval.

Approved the 19th day of February, A. D. 1901.





ACTS AND JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA

Passed at the Regular Session which was begun and held at the City of Columbia on the Eighth Day of January, A. D. 1901 and was adjourned without day on the Sixteenth day of February, A. D. 1901.

PART II.

LOCAL AND TEMPORARY LAWS.

No. 442.

AN ACT TO RAISE SUPPLIES AND MAKE APPROPRIATIONS FOR THE FISCAL YEAR COMMENCING JANUARY 1ST, 1901.. A. D. 1901.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That a tax of five (5 mills, exclusive of the public school tax hereinafter provided for, upon every dollar of the value of all the taxable property of this State, be and the same is hereby, levied for the purpose of meeting appropriations to defray the current expenses of the government for the fiscal year beginning January 1st, 1901, and to meet such other indebtedness as has been, or shall be, provided for in the several Acts and Joint Resolutions passed by this General Assembly, at the session of 1901, providing for the same.

Tax levy for State purposes.

A. D. 1901. **SEC. 2.** That a tax is hereby levied upon all taxable property in each of the Counties of the State, for County purposes, for the fiscal year commencing January 1st, 1901, to the amounts hereinafter respectively stated, that is to say:

County levies.

Abbeville.

Abbeville—For the county of Abbeville, for ordinary County purposes two and one-half (2 1-2) mills. That the County Treasurer of Abbeville County, be, and hereby is authorized and directed to borrow from time to time as may be necessary on his official note or notes or other similar official evidences of indebtedness a sum or sums of money not exceeding ten thousand dollars in all, on the lowest rate of interest offered, not exceeding seven per cent. per annum for the purpose of paying salaries of the teachers in the free public schools, not including the school district of the town of Abbeville, and the said Treasurer is authorized to pledge for security for such borrowed moneys the taxes levied for such purpose except the one mill levy for past indebtedness and to put said County on a cash basis authorized by an Act of the General Assembly, approved 15th day of February, 1899; and the Commissioners of the Sinking Fund in their discretion, shall be allowed to lend to the County Treasurer said sum of ten thousand dollars, herein authorized to be borrowed for school purposes, at a rate of five per cent. per annum interest, should they be so advised. That out of the County levy herein provided for the Board of County Commissioners shall pay twenty cents per day dieting prisoners and no more.

Aiken.

Aiken—For the county of Aiken, for ordinary county expenses and past indebtedness, including jail note, three (3) mills, to be expended as follows: For the Auditor, four hundred dollars; for County Commissioner and Clerk, thirteen hundred and sixty dollars; Treasurer, four hundred dollars; Board of Equalization, two hundred and twenty dollars; jury, witnesses and constable certificates, four thousand and five hundred dollars; Clerk of Court, three hundred and fifty dollars; Sheriff, two thousand and five hundred dollars; Magistrates and their Constables, two thousand six hundred and fifty dollars; Coroner, two hundred and fifty dollars; poor house and poor, one thousand three hundred and fifty dollars; roads and bridges, four thousand dollars; books, stationery and printing, four hundred dollars; County Superintendent of Education, four hundred dollars; contingent expenses, eight hundred dol-

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lars; post mortem examinations and conveying lunatics, five hundred dollars; insurance, fifteen dollars; physician and attorney's fees, three hundred and fifty dollars; for repair on Court House, one hundred and fifty dollars; for repair on jail, two hundred and seventy-five dollars; for past indebtedness and jail note, three thousand and five hundred dollars. The County Commissioners are hereby authorized and required to pay the following accounts against the County, which are now on file, namely: To Owen Alderman, the sum of \$120.33; W. P. Timmerman, the sum of \$10.70; Warren Padgett, the sum of \$3.00; B. R. Dixon, the sum of \$2.00; W. S. Eubanks, the sum of \$10.15; T. G. Croft, the sum of \$31.00; C. A. Teague, the sum of \$10.00; W. J. Platt, the sum of \$190.21; transferred claim; T. P. Edwards the sum of \$5.00; Charles Toole, the sum of \$5.00; Wyman Bros., the sum of \$85.00; T. W. Whatley, the sum of \$80.00, out of the money to credit of said County, realized from the taxes for 1900, and if there should be then left a balance of said fund, it be paid out to the past indebtedness of said County.

Anderson—For the County of Anderson, for ordinary County purposes, three (3) mills; for past indebtedness, one (1) mill; that out of the moneys raised for ordinary County purposes, the County Commissioners shall pay N. R. Green, Sheriff, the sum of two hundred dollars to reimburse him, for money paid out by him in tracing and locating one Chris. Harris, a fugitive from justice.

Anderson.

Beaufort—For the County of Beaufort for ordinary county purposes, four and three-quarter (4 3/4) mills; for past indebtedness, one half (1/2) mill; and for Sinking Fund, one (1) mill.

Beaufort.

Berkeley—For the County of Berkeley, for ordinary county purposes, (4) four mills, to be supplemented by any unexpended balance, left over from last year, and the money due this County by Dorchester County. From the funds thus provided there shall be paid to N. W. Brooker one hundred and seventy-five (\$175) dollars for report furnished the Grand Jury, twenty-five (\$25) dollars, if so much necessary, to the newspaper in the County publishing the said report, and fifty (\$50) dollars to J. L. Weeks for extra services as County Commissioner.

Berkeley.

A. D. 1901.

Bamberg.

Bamberg—For the County of Bamberg, for ordinary county purposes, three (3) mills; for Auditor, two hundred dollars; for Sheriff, six hundred dollars, and for keeping the jail, one hundred and twenty-five dollars; for Coroner, one hundred dollars; for Supervisor, seven hundred dollars; for Deputy Supervisor, one hundred and fifty dollars; for Magistrates and Constables, one thousand dollars; for Courts, two thousand dollars; for printing and all manner of advertisements for the County, a sum not exceeding one hundred dollars; for books and stationery, one hundred and fifty dollars; for maintaining chain-gang, two thousand dollars; roads and bridges one thousand dollars; for Clerk of Court, two hundred and fifty dollars; for examining lunatics, one hundred dollars, and the County Physician shall be and hereby is required to examine all parties claimed to be lunatics and conduct all post mortem examinations without extra compensation therefor; one hundred dollars for County Attorney to be in full of all services; seventy-five dollars, if so much be necessary, for fuel for offices and Court; for Clerk of Court, two hundred and fifty dollars; for the special road district of Denmark one mill. The funds collected on the two mills tax on the property within the Denmark Road District shall be expended under the direction of the Township Commissioners for Bamberg Township on the public roads within said Denmark road district in addition to the work required under the road law of this State, and said funds shall be paid out as provided by law; and the Township Commissioners of Denmark Road District may anticipate the collection of said tax and issue their warrant to County Treasurer for work to be done on the roads for work in said Denmark Road District; for paying the past due indebtedness of Special Bamberg School District (21-2) two and one-half mills; the proceeds arising from said levy shall be used for paying the valid back indebtedness, due and owing by said District, any surplus to be covered into the Treasury for the use and benefit of said "Bamberg School District," said fund to be paid out as other school funds: *Provided*, That the Treasurer of Bamberg County be, and he is hereby, authorized and directed forthwith to arrange to borrow, on his official note, a sum or sums of money, at a rate of interest not to exceed eight per cent. per annum sufficient to pay the balance of the current expenses of the County of Bamberg, after the expenditure of the money which

is now on hand, and the said Treasurer is authorized to pledge as security for such borrowed moneys the taxes levied for such purposes, to pay the teachers of the Public Schools, the Treasurer is hereby authorized, directed and required to borrow, on his official notes, at a rate of interest not to exceed 7 per cent., a sum of money not to exceed (4-5) four-fifths of the Free School Fund arising from the Constitutional three mill tax, and on the request of the Board of Trustees of any special School District, three-fourths of any special levy; said sum so borrowed to be paid out on claims not exceeding (4-5) four-fifths of the amount due to any School District or Special School District that the money so borrowed shall only be used to pay the claims in his hands of teachers after the passage of this Act: *Provided*, That such sums shall not exceed three-fourths of the amount of taxes levied for said ordinary county expenses and free public school funds: *Provided, further*, That the profits accruing to the County from the dispensary shall be held as ordinary County funds, and said funds, with any funds now on hand, shall be applicable to the payment of any ordinary County Expenses.

A. D. 1901.

Barnwell—For the County of Barnwell, for ordinary County purposes, three and one-half (3 1-2) mills, to be expended as follows for County Auditor, four hundred (\$400.00) dollars; for County Commissioners and Clerk, eight hundred and twenty-five (\$825.00) dollars; for County Treasurer's commissions (for county and school), three hundred and fifty (\$350.00) dollars; for County Board of Equalization, one hundred and twenty-five (\$125.00) dollars; for County Clerk of Court, four hundred (\$400.00) dollars; for Jury, Witnesses and Constables tickets (\$3,000.00) three thousand dollars; for County Sheriff, fifteen hundred (\$1,500.00) dollars; for Magistrates and Constables, twenty-three hundred (\$2,300.00) dollars; for Coroner, two hundred and fifty (\$250.00) dollars; for Poor House and Poor, thirteen hundred (\$1,300.00) dollars; for repairs on roads and bridges, thirty-five hundred (\$3,500.00) dollars; for repairs on Public Buildings, one hundred (\$100.00) dollars; for books, stationery and printing, and postage, five hundred (\$500.00) dollars; for contingent expenses, three hundred (\$300.00) dollars; for public offices, thirteen hundred (\$1,300.00) dollars, as follows: Supervisor, eight hundred dollars (\$800.00), Superintendent of Education, five hundred dol-

Barnwell.

A. D. 1901. lars, Clerk to Treasurer, one hundred dollars (\$100.00); for post mortem, examining and conveying lunatics, three hundred (\$300.00) dollars; for Court House, one hundred and fifty (\$150.00) dollars; for Jail, one hundred and fifty (\$150) dollars; for County Physician and County Attorney, three hundred and fifty (\$350.00) dollars; Commissioners appointed to superintend erection of Fire Proof Building, one hundred and fifty dollars (\$150); for Grand Jurors and Witnesses attending special meeting of Grand Jury in January, A. D. 1901, twenty-seven dollars and twenty cents (\$27.20); to pay interest and instalment Sinking Fund Loan, one half of one mill.

Charleston. Charleston—For the county of Charleston one-eighth (1-8) of one mill for the militia of said County to be set apart and applied solely to said purpose in accordance with the provisions of the special Act relating thereto and to be paid to the Board of Officers of the South Carolina Volunteer Troops in the city of Charleston; and one and three-eighths (1 3-8) mills for other purposes to be applied as follows: (1) The sum of One Thousand Dollars, if so much be necessary, for the poor of the County according to the provisions of "An Act to provide for the Poor in Charleston County," approved 9th March, 1896, as the same has been or may be amended. (2) The sum of Three Thousand Five Hundred Dollars, if so much be necessary, for the roads and bridges outside the City of Charleston, other than the stone Road provided for herein, and for said stone Road a sum of Two Thousand Five Hundred Dollars, if so much be necessary, for continuing the construction of the State Road leading from the City of Charleston toward the County line to be expended in such construction alone, and not in payment of salaries or any official connected with said roadway or otherwise.

(3) The sum of Four Thousand Dollars, if so much be necessary, for "the Sanitary and Drainage Commission of Charleston County," no part of the said sum or of any balance in their hands or to their credit with the County Treasurer to be paid to them or expended by them until the sum of Two Thousand Dollars shall have been raised by said Commission from other sources than the County funds and until the whole of said sum of Two Thousand Dollars shall have been paid to said Treasurer of Charleston County to be used and disbursed for the purposes for which said Commission was created and to be ac-

A. D. 1901.

counted for by them in all respects as the said sum of Four Thousand Dollars herein appropriated. (4) The sum of Six Hundred Dollars, for the salary of the County Superintendent of Education, as now provided by law, and the sum of One Hundred Dollars, if so much be necessary for necessary traveling expenses during the year 1901. (5) The sum of fifty dollars, to be equally divided between the two Ministerial Magistrates of the city of Charleston for blanks and other stationery. (6) For repairs in recopying books in the office of Probate Judge, Two Hundred and Fifty Dollars, and for like work in the office of Register of Mesne Conveyance, Two Hundred and Fifty Dollars, or so much of said sum as may be necessary, such work to be done under the supervision of said officers respectively upon contracts approved by the County Board of Commissioners, and the sum of Two Hundred and Fifty Dollars, if so much be necessary, for putting in order, and if practicable indexing the records and papers of the Court of Common Pleas, and the Court of Equity, prior to the year 1800 in the office of the clerk of the Court of Common Pleas and General Sessions, the work to be done under the supervision of said Clerk upon a contract approved by the County Board of Commissioners. (7) To the Coroner of Charleston County, a salary of Eighteen Hundred Dollars per annum, payable to him monthly in the manner in which other salaries of County officials are paid, the said salary being in place of the salary of Two Thousand Dollars allowed to such officer by law prior to March 1st, 1899. (8) To the Sheriff of said County, a per diem allowance of fifteen cents per day, if so much be necessary, for the actual costs of dieting prisoners, the accounts for such dieting to be itemized and sworn to by said Sheriff, and to be audited and approved by the County Board of Commissioners before being paid in the manner in which claims arising in the city of Charleston are audited, approved and paid, and in the place and stead of any and all profits arising from dieting prisoners and also in the place and stead of all costs, fees, charges and compensation from the State or County for services performed there shall be paid to said Sheriff an annual salary of six thousand five hundred dollars from which he shall pay the compensation of his Deputy or Deputies for all services performed for the State or County, and also the com-

A. D. 1901.

pensation of the Jailer and Turnkey such salary to be paid in equal monthly instalments in the manner in which the salaries of other County officials are paid. (9) To the Clerk of the Court of Common Pleas and General Sessions of said County, the sum of twenty-four hundred dollars as an annual salary in the place and stead of all costs, fees, charges and compensation from the State or County for services performed, said salary to be paid to him in equal monthly instalments in the manner in which the salaries of other County officers are paid: *Provided*, That the said County Treasurer is hereby prohibited from paying to said Sheriff, Clerk or Coroner any costs, charges, fees or compensation whatsoever for services performed from any County fund whatsoever whether derived from taxation or any other source except as provided in the foregoing subdivisions of this subsection numbered respectively seven, eight and nine. (10) Such sum or sums as may be necessary to pay in full whatsoever balance or balances may remain due and unpaid for salaries for the months of January or February, 1901, or on any official note or notes or other evidence or evidences of indebtedness already given by the County Treasurer under authority of law during the year 1900 or 1901. (11) And for the foregoing and all other general and ordinary county puposes including the salaries of the Coroner, Sheriff and Clerk as herein provided for and those of other County officers and the dieting of prisoners as herein provided and the pay of witnesses, jurors and Constables, the County Treasurer be, and he is hereby authorized and directed, to borrow from time to time as may be necessary, on his official note or notes or other similar official evidence or evidences of indebtedness after three days' notice by advertising once in some newspaper published in the City of Charleston, a sum or sums not exceeding Forty-five thousand dollars in all on the lowest terms offered at a rate of interest not exceeding six per cent. per annum for the purposes of paying the amounts hereinabove mentioned and provided for including the salaries of the Coroner, Sheriff and Clerk as herein provided for and those of other County officers and dieting prisoners and the expenses of witnesses, jurors and constables and the sum of Four Thousand Dollars for the Sanitary and Drainage Commission above mentioned as herein provided, and the sum of Two Thousand Five Hundred Dollars above appropriated for said

stone roadway. In case the said sum herein authorized to be borrowed be more than sufficient to pay the amounts herein authorized to be paid for the fiscal year 1901, then the proceeds of the said note or notes or other evidence of indebtedness may be used to pay the salaries of the officers of said County for the months of January and February, 1902. From the proceeds of the said notes or evidence of indebtedness, there shall be advanced to said County Treasurer for his own use the sum of Two Thousand Dollars, to be paid to him monthly, beginning with the present fiscal year, the same to be returned to said County from the commissions now allowed by law to said Treasurer upon State and County taxes for the present fiscal year and to be credited to the general County Fund without being paid over to said Treasurer, and in case such commissions are not sufficient to pay such advance in full, then the difference shall be remitted said Treasurer, and he shall not be liable for the same. Any and all such sum or sums that may be borrowed by the County Treasurer as aforesaid shall be repaid with the interest thereon by the said County Treasurer from the taxes levied and to be collected in said County for the present fiscal year and from all funds paid and to be paid to the County from the Dispensaries for said County and from fines and other sources which shall not have been used for the current expenses of said County as soon as the same may be collected, but in case at any time, any of the funds derived from such Dispensaries or other sources than the taxes herein levied, except School Taxes shall amount to One thousand dollars or more, then the said County Treasurer is hereby authorized in his discretion to use the same for any of the payments herein authorized and directed to be made. And such Treasurer is authorized and directed to replace the sum so used from the proceeds of said notes or evidences of indebtedness when the same is needed for the current expenses of said County. And the sum so borrowed shall constitute a valid claim against said County and have lien prior to all others, except unpaid Treasurer's notes of the preceding year on all the County Taxes levied except the school tax for the present and future fiscal years, until the same are paid and discharged in full; and such sum or sums, if so borrowed, shall be paid on the amounts hereinabove mentioned and provided for, including the salaries of the Coroner, Sheriff and Clerk, and the said advances to the

A. D. 1901.

A. D. 1901. County Treasurer, as herein provided, and the salaries of other County officers, and the expenses of dieting, and of witnesses and Constables, without any preferences whatever. All claims and demands against the County, except the salaries and commissions of the County officers, whose salaries are herein fixed or otherwise provided by law, and the County Treasurer's note hereinabove provided for, shall be paid upon the warrant of the County Supervisor, as hereinafter provided. The salaries and commissions of such officers whose salaries and commissions are fixed by law, to be paid by the County Treasurer monthly on the receipt of such officers. The original or duplicate receipts for all payments by said County Treasurer except payment upon said notes or evidences of indebtedness and upon warrants from the County Supervisor to be filed by said Treasurer with the County Supervisor. All claims and demands of every kind whatsoever against said County, except such salaries and commissions and County Treasurer's notes and tickets of witnesses and Jurors and Constables, shall be itemized before they shall be audited, and when so itemized shall be first audited by a Committee of five, now and heretofore existing, and their successors, or a majority of them, and certified and signed by said Committee, or a majority thereof, and by the Secretary of the Board of Commissioners, and no such claims or demands shall be paid unless first audited and approved by said Committee, and also approved by said Board, except for amounts expended by the said Sanitary and Drainage Commission which shall be paid by the said Treasurer upon accounts and vouchers sworn to by the Chairman of said Commission: *Provided*, That claims and demands arising outside of the City of Charleston shall be audited by the respective Township Boards of Commissioners, or a majority of the respective Boards, and the County Supervisor is hereby authorized and required to draw his separate warrant on the County Treasurer for each and every one of said claims and demands when so audited. The City Treasurer of the city of Charleston is hereby authorized and directed to levy and collect from all taxpayers of the City of Charleston, at the time of the collection and payment of the first instalment of the annual city tax, the special school tax of one (1) mill, as now provided by law, to be accounted for and paid over by the said City Treasurer as now provided by law and to be used for the support of the public schools of the City

of Charleston. No payments for salaries, services, charges, fees or compensation of any character or description for himself or for any work done in his office shall be made to any officer from the funds herein provided for to any officer required by law to transmit an itemized copy of his accounts to the office of County Supervisor under the Act approved March 2d, 1897, and any Acts amendatory thereof including the Register of Mesne Conveyances for said County unless the County Supervisor shall have previously certified that such accounts for the preceding year and all preceding years since said law was enacted have been filed by such officers respectively, which certificate said Supervisor is required to make without charge on the demand of such officer or the County Treasurer, and no Magistrate or other officer to whom fees or fines are payable on behalf of the said State or County shall receive any compensation from the funds herein provided unless he makes oath to be filed with said County Treasurer before such payment is made that all of said fees and fines collected by him since the date of the last payment to such officer of his salary or compensation from said County have been paid to said Treasurer in full, with an itemized statement showing the case in which said fine, or the person from whom said fines or fees have been received.

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Cherokee.

Cherokee—For ordinary County purposes, two and one-half (2 1-2) mills; for public roads (whole county) one (1) mill; for jail, one (1) mill; Sinking fund Draytonville, Goudeysville, White Plains, Morgan and Limestone Townships, two (2) mills; Sinking fund, Cherokee Township, one and one-half (1 1-2) mills; interest on railroad bonds, Cherokee Township, one and one-half (1 1-2) mills; interest on railroad bonds, Draytonville Township, Goudeysville, White Plains, Morgan and Limestone, one-half (1-2) mill.

Chester.

Chester—For the County of Chester, for ordinary County purposes, three and one-half (3 1-2) mills; for interest on railroad bonds, one (1) mill. In Court House Township School District No. 1, one (1) mill, to pay past indebtedness of said school district.

Chesterfield.

Chesterfield—For the county of Chesterfield, for ordinary county purposes, four (4) mills; for sinking fund, three-tenths (.3) of one mill; for interest on Bonds two and two-tenths mills (2 2-10). Out of the funds so raised the County Com-

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missioners shall pay whatever is due on the claims of W. C. Coker & Son, which they shall have the right to audit and pay notwithstanding the fact that it is more than two years old, the same having been mislaid by a former County Supervisor.

Clarendon.

Clarendon—For the county of Clarendon, for ordinary County purposes, three (3) mills, to be expended as follows: Auditor's salary three hundred dollars; Supervisor's salary six hundred dollars; Clerk of Board of County Commissioners salary one hundred and fifty dollars; Guards on chain-gang five hundred and fifty dollars; per diem and mileage for Commissioners two hundred dollars; Treasurer's commissions (County only), two hundred and fifty dollars; Board of equalization one hundred and fifty dollars; Jurors, witnesses and bailiffs fourteen hundred dollars; salary of Clerk of Court in lieu of fees in criminal matters one hundred and fifty dollars; Sheriff's salary seven hundred dollars; Magistrates and Constables thirteen hundred and seventy-five dollars; Coroner and post mortems two hundred dollars; for the Poor, five hundred dollars; roads, bridges and chain-gang two thousand dollars; printing, books and stationery four hundred dollars; lunacy matters two hundred dollars; insurance and attorney fees one hundred and thirty dollars; Physician to jail and poor seventy-five dollars; Superintendent of Education, salary four hundred and fifty dollars, traveling one hundred dollars and for clerical services to Superintendent of Education and for keeping his office open daily (except Sunday) for the sale of school books, during school term, seventy-five dollars; dieting prisoners in jail five hundred dollars; contingent expenses three hundred dollars.

The County Board of Commissioners are hereby empowered and authorized to borrow a sum of money not to exceed thirty-five hundred dollars, at a rate of interest not to exceed five per cent. per annum to be expended in paying ordinary County expenses as follows: Dieting and clothing poor, five hundred dollars; roads, bridges and chain-gang two thousand dollars; dieting prisoners in jail five hundred dollars; Court expenses four hundred dollars; any surplus remaining in the Treasury after defraying expenses above specified, together with incomes from other sources shall be turned into the ordinary County fund to pay any indebtedness existing against the County.

Colleton—For the county of Colleton, for ordinary County purposes, five (5) mills; for past indebtedness one (1) mill; for payment of interest on railroad bonds, one and one-half (1 1-2) mills; the balance, if any, to be converted into the sinking fund created by law for the liquidation of County railroad bonds. That the County Board of Commissioners are authorized and empowered to borrow, if necessary in their judgment, an amount of money sufficient to pay the interest for the present year on the County railroad bonds, and to pledge the tax accruing from the levy of one and one-half mills for such purposes for the repayment thereof, together with interest thereon, interest not to exceed the rate of six per centum per annum. That the County Commissioners pay to the County Treasurer out of the ordinary County fund, the sum of one hundred dollars to cover his traveling expenses for the year 1901.

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Colleton.

Darlington—For the county of Darlington for ordinary county purposes four (4) mills; for past indebtedness, one-half (1-2) of one mill. For salary of the Clerk of the Board of County Commissioners two hundred dollars.

Darlington.

Dorchester—For the county of Dorchester for ordinary county purposes four and five-eighths (4 5-8) mills. For interest on County Bonds, five-eighths of one (5-8) mill; for interest on bonds for Green Pond and Walterboro Railroad, three-eighths of one (3-8) mill; one mill for a sinking fund to retire the bonds of the Green Pond and Walterboro Railroad. The Treasurer and Supervisor of Dorchester County are hereby authorized and empowered to borrow from time to time upon their joint note or notes the sum of eight thousand dollars (\$8,000.00), if so much be necessary, at the best possible rate of interest. The said Treasurer and Supervisor are authorized to pledge as security for such borrowed moneys and interest the taxes levied for 1901 purposes. The sum of six hundred and thirty-four dollars and thirty-seven cents (\$634.37) is hereby set apart out of such borrowed moneys for the payment of interest on bonds of the Green Pond and Walterboro Railroad. The profits accruing to the County from the Dispensary shall be held as ordinary County funds, and the said fund with any funds now on hand not otherwise appropriated shall be applicable to the payment of any ordinary County expenses. The Treasurer and Supervisor of Dor-

Dorchester.

A. D. 1901.  chester County are hereby empowered and required to set aside out of the ordinary County funds the sum of five hundred dollars (\$500.00) as a fund for the Poor of the County of Dorchester.

Edgefield. Edgefield—For the county of Edgefield for ordinary county purposes three and seven-eighths (3 7/8) mills. For past indebtedness, one-eighth of one (1/8) mill, and in Pickens and Wise Townships each one-fourth of one mill to pay court costs and attorney's fees incurred in the litigation to enforce the payment of bonds issued by said Townships in aid of the Construction Railroads. The County Commissioners are hereby authorized and empowered to borrow money for ordinary county purposes, and to pledge said levy as security therefor. In addition to the levies herein provided for Edgefield County, the County Commissioners shall apply one-half of the amount that shall be paid to the county out of the profits of the Dispensary to ordinary county purposes and the other half of such profits to past indebtedness.

Fairfield. Fairfield—For ordinary county purposes and past indebtedness, four (4) mills, to be expended as follows: For Auditor's salary, four hundred dollars; for Supervisor's salary six hundred and fifty (\$650.00) dollars; for salary of County Commissioners, one hundred and seventy dollars; for Board of Equalization, two hundred dollars; for jury, witnesses and constables, two thousand dollars; for Clerk of the Court, in lieu of all criminal fees, three hundred dollars; for salary of Sheriff, twelve hundred dollars; for Magistrates and Constables, thirteen hundred dollars; for Coroner, one hundred and fifty dollars, for poor house and poor, twelve hundred dollars; for roads, bridges and support of chain-gang, twenty-seven hundred dollars; for repairs on public buildings, for books, stationery and printing, for contingent expenses, for public offices and for Court House, six hundred dollars; for post mortem examination and conveying lunatics, two hundred dollars; for jail, four hundred dollars; for physician's and attorney's fees, two hundred dollars; for past indebtedness eighteen hundred dollars; for salary of Probate Judge, six hundred dollars; for Superintendent of Education and board of Education, five hundred and fifty dollars; for County Treasurer's commissions, in county and school funds only four hundred dollars; for insurance one hundred dollars. If necessary the above specified

amounts may be increased up to, but not exceeding, the levy herein made. The County Board of Commissioners of Fairfield County are hereby authorized to borrow money, not to exceed the sum of seven thousand five hundred dollars (including all amounts borrowed from the Sinking Fund Commission), for Court expenses, jail fees and other deficiencies, provided the rate of interest shall not exceed seven (7) per cent. per annum.

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Florence—For the County of Florence, for ordinary county purposes, three and one-quarter (3 1-4) mills. Of the amount so raised, the County Supervisor shall receive Fifty Dollars and the County Superintendent of Education Twenty-five Dollars, in addition to their regular salaries, as traveling expenses. The County Treasurer is hereby authorized, upon the warrant of the County Supervisor to pay D. H. Traxler and Charles Poston, County Commissioners for the year A. D. 1900, such amount as a mileage of five cents per mile, one way only, in going to the Court House, by the most direct route, to attend meetings of County Commissioners for and during the year A. D. 1900, would have raised.

Florence.

Greenville—For the County of Greenville, for ordinary county purposes, four (4) mills; for past indebtedness, one-fourth (1-4) of one mill; for interest on Atlanta and Charlotte Railroad bonds, one-half (1-2) mill; for interest on Greenville and Laurens Railroad bonds one-half (1-2) mill; for work on roads, bridges, and maintaining convict force, two-thirds of one (2-3) mill; for completing re-indexing of records in Register of Mesne Conveyance office one-twelfth (1-12) of a mill.

Greenville.

Greenwood—For the County of Greenwood, for ordinary county purposes three (3) mills; for past indebtedness, one (1) mill. If the sum of fees of the Sheriff's office exclusive of dieting fees is not one thousand dollars then the Supervisor shall make up the difference out of the County funds, the Sheriff to present itemized statement to the Supervisor.

Greenwood.

Georgetown—For the county of Georgetown for ordinary county purposes five (5) mills. The County Board of Commissioners of Georgetown County are hereby authorized to pay H. L. Smith, Clerk of Court, the sum of two hundred and eighty-six and thirty-six one hundredth dollars for extra work recording pleadings, etc., said amount to be paid out of the taxes collected for the year 1900.

Georgetown.

A. D. 1901. **Hampton.** Hampton—For the County of Hampton, for ordinary county purposes, four (4) mills. For the Home for the Poor, one-half (1-2) of one mill.

Horry. Horry—For the County of Horry, for ordinary county purposes, five and three-fourths (5 3-4) mills. For interest on Railroad bonds in the four townships, Conway, Bayboro, Green Sea and Simpson Creek, four (4) mills.

Kershaw. Kershaw—For the County of Kershaw, for ordinary County purposes, four (4) mills. For interest on railroad bonds, two and one-half (2 1-2) mills.

Lancaster. Lancaster—For the County of Lancaster, for ordinary County purposes, four and one-half (4 1-2) mills; interest on railroad bonds issued in aid of Cheraw and Chester Railroad, three (3) mills; for retiring bonds issued in aid of the Cheraw and Chester Railroad, and to be used for no other purpose, one (1) mill; for the payment of interest on township bonds issued in aid of the Charleston, Cincinnati and Chicago Railroad the following special taxes are hereby imposed: In Pleasant Hill Township, three (3) mills; in Gills Creek Township, five and one-fourth (5 1-4) mills; and in Cane Creek Township, four and one-half (4 1-2) mills: *Provided*, That the County Treasurer shall apply to the payment of interest on bonds of said townships the funds arising from the property of the South Carolina and Georgia Extension Railroad Company, in Lancaster County, on the levy for ordinary County purposes, to be applied to said interest in proportion to the amount of the bonds of said townships respectively outstanding. The County Commissioners are directed to use all funds derived from the three (3) mills levy herein provided for payment of interest on bonds issued in aid of the Cheraw and Chester Railroad after the payment of said interest, to purchase and retire said bonds; also to use all funds in the County Treasury or in the Bank of Lancaster belonging to Pleasant Hill Township to purchase and retire the bonds of said Township; and in case they cannot purchase the bonds of said Township then to invest said funds in any other like bonds. The said Treasurer is hereby required to keep all funds now in his hands, or hereafter collected by him for the retirement of township or county bonds, on deposit in the Bank of Lancaster, at interest.

Laurens. Laurens—For the county of Laurens for ordinary county purposes two and one-fourth (2 1-4) mills; for past indebted-

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ness, one-fourth of one mill (1-4); for additional road purposes, one (1) mill and commutation fund; for interest on railroad bonds and to create a sinking fund to retire said Bonds, three mills (3); one-half the profits derived from the Dispensary which go to the County to be paid to the common school fund. The County Board of Commissioners of said County are hereby authorized and required upon the application of the Superintendent of Education to borrow money at a rate of interest not exceeding eight per cent. per annum giving their notes therefor, for the purpose of paying the teachers in the public schools monthly at the end of each month's service: *Provided*, there shall not be borrowed a sum of money exceeding three-fourths of the then current levy of taxes for school purposes only for said County. That the tax levy for school purposes shall stand pledged for the prompt payment of said loan; interest on said loan to be paid out of the dispensary profit coming to said County.

Lexington.

Lexington—For the county of Lexington, for ordinary county purposes, three and one-half (3 1-2) mills; for past indebtedness, one-half of one (1-2) mill; for interest on railroad bonds in Fork, Broad River and Saluda Townships, one and one-half (1 1-2) mills; for retiring bonds in Fork Township, four (4) mills; for retiring bonds in Broad River and Saluda Townships, five (5) mills; for attorneys' fees in Broad River and Saluda Townships, one-fourth of one (1-4) mill. The County Board of Commissioners is hereby authorized and empowered to redeem any of said bonds in such manner as it deems safest and best. The County Board of Commissioners be, and they are hereby authorized, to borrow on the credit of the County, and upon the pledge of the taxes first collected and turned over to the County Treasurer the sum of forty-eight hundred dollars, if so much be necessary for the current expenses of the County for the fiscal year ending December the thirty-first, Nineteen Hundred and One, at a rate of interest not exceeding seven per centum per annum: *Provided*, That all money borrowed shall be held and paid (except as herein otherwise provided) by the County Treasurer, as now provided by law.

Marion.

Marion—For the county of Marion, for ordinary County purposes, three (3) mills; for past indebtedness, one (1) mill. The County Board of Commissioners are hereby authorized

A. D. 1901. and empowered to borrow from time to time during the present fiscal year such sums of money as may be needed for current County expenses, giving their note therefor, on the credit of the County, at a rate of interest not to exceed eight per cent. per annum, and the total sum so borrowed not to exceed two-thirds of the total sum to be realized from the levy for ordinary County purposes, which last named levy is pledged for the payment of the notes so given or to be given.

And the said County Board of Commissioners are further authorized and empowered to borrow from the Sinking Fund Commissioners, at a rate of interest not to exceed five per cent. per annum, or from other lenders at a rate not to exceed eight per cent. per annum, the sum of twelve thousand dollars, if so much be necessary to pay off and retire the past indebtedness of the County, and to give their notes therefor payable in three equal annual installments, with interest on the whole sum remaining unpaid at five per cent. per annum. And any surplus of the funds of the year for current expenses, may be applied to the notes or demands for past indebtedness, and any surplus for funds for the annual payment for past indebtedness may be applied to current expenses.

Marlboro.

Marlboro—For the County of Marlboro, for ordinary County purposes, three (3) mills; for past indebtedness, one (1) mill; for new jail, one (1) mill; for roads and bridges, one (1) mill. Out of the tax for ordinary County purposes the County Superintendent of Education shall be paid a salary of five hundred dollars, without traveling expenses; the County Supervisor five hundred dollars, and the other officers as now provided by law: *Provided*, that if the sum raised for past indebtedness exceeds the amount necessary therefor, such surplus shall be applied to the payment of ordinary County expenses: *Provided, further*, That in anticipation of said taxes for ordinary County purposes, roads and bridges and past indebtedness, the County Board of Commissioners be, and they are hereby authorized to borrow from time to time during the present fiscal year such sum or sums of money, not exceeding in the aggregate the amount hereby levied as may be necessary to pay current expenses, and past indebtedness at a rate of interest not exceeding seven per centum per annum; and to secure the payment of the sum or sums so borrowed, with interest thereon, as aforesaid, to execute a warrant or note, or warrants

or notes, with a pledge of the taxes first collected under this tax: *Provided, further*, that the taxes levied to pay for a new jail shall be kept separate and apart from the other amounts hereby authorized to be levied and collected, and the same applied in accordance with an Act entitled "An Act to Authorize and Direct the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners to Marlboro County to pay for building a new jail for said County, and to Authorize said Board to Pass a Special Tax Levy to Secure the Payment of the same." A D. 1901.

Newberry—For the county of Newberry, for ordinary purposes, two and one-half (2 1-2) mills. For the payment of counsel fees, amounting to Two Hundred and Sixty Dollars (\$260.00) to Hunt & Hunt and George Johnstone, for professional services rendered in the case of The Congaree Construction Company vs. Number Nine (9) Township, one-half of one mill, in addition to levy for ordinary purposes, on all taxable property in Number Nine (9) Township: *Provided*, That the surplus of said special levy, if any, shall be applied to the road fund of said Township. That part of the compensation of the County Treasurer, payable out of County funds, shall be paid in monthly installments on and after March 1, 1901. The Supervisor is hereby authorized and empowered to return to W. A. Hill out of the levy for ordinary purposes, the sum of Forty Dollars, advanced to the County by the said W. A. Hill, for clerical services. The Supervisor is hereby authorized and empowered to borrow for current expenses not more than five thousand dollars during the year 1901, from the Sinking Fund Commission, on the note of the County Supervisor and County Treasurer, and to pledge the County taxes of 1901 for payment of said borrowed money and for interest thereon. Newberry.

Oconee—For the county of Oconee, for ordinary county purposes, four and one-half (4 1-2) mills: *Provided*, That the County Commissioners are authorized and required to pay into the Public School fund one-half of all funds realized from the Dispensary profits of said County, and to pay the other half of said fund to the town in which such dispensary is located, to be divided according to the amounts earned by the respective dispensaries. Oconee.

- A. D. 1901.** Orangeburg—For the county of Orangeburg, for ordinary County purposes, two and one-half (2 1-2) mills. For past indebtedness, one-quarter (1-4) of one mill: *Provided*, That the County Commissioners are authorized and required to pay into the public school fund one-half of all funds realized from the Dispensary profits of said County.
- Pickens.** Pickens—For the county of Pickens for ordinary county purposes including roads and bridges, five (5) mills. For past indebtedness, two (2) mills, "and out of said funds for general purposes the County Superintendent of Education shall be paid a salary of five hundred dollars and no traveling expenses."
- Richland.** Richland—For the county of Richland for ordinary county purposes three and one-fourth (3 1-4) mills; an additional tax of one-half of one mill (1-2) in Columbia Township for interest on Railroad bonds; and an additional tax of one-fourth of one mill in said township for a sinking fund for the purpose of retiring railroad bonds; and in addition thereto there shall be levied a tax of two mills in the school district of the city of Columbia in lieu of any special tax authorized to be levied by an Act entitled "An Act to provide for establishment of a new school district in Richland County and to authorize the levy and collection of a local tax therein," approved December 24th, 1880.
- Spartanburg.** Spartanburg—For the county of Spartanburg, for ordinary County purposes three (3) mills; for interest on railroad bonds one (1) mill; for Sinking Fund one-half (1-2) mill; for roads one (1) mill; for permanent improvement on roads one and one-half (1 1-2) mills. That the County Commissioners are hereby authorized and required to use so much of the profits arising from the Dispensary, not to exceed one-half thereof, to supplement the Constitutional school fund, as may be sufficient to keep the Free Common Schools of the County open for six months in the year: *Provided*, That the County Treasurer, County Supervisor and County Superintendent of Education of said County be, and they are hereby, authorized to borrow, from time to time during the present fiscal year, such sums of money as may be necessary to pay the school claims of said County, not exceeding eighty-five per cent. of the amount reported by the County Auditor for schools for this year, at a rate of interest not exceeding seven per cent. per annum, and to pledge the taxes to be collected for that purpose for the pay-

ment of the money so borrowed and interest thereon, and all money so borrowed shall be held and paid out by the County Treasurer as School funds, and without extra commissions: *Provided, further,* That the County Board of Commissioners of said County shall not pay the Sheriff of said County more than twenty-five cents per day for dieting prisoners in jail: *Provided, further,* That the salary of the County Treasurer of said County shall be paid monthly.

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Saluda—For the County of Saluda, for ordinary County purposes two and three-fourths (2 3-4) mills; for past indebtedness, one-eighth (1-8) mill if so much be necessary; for jurors and witnesses, one and one-fourth (1 1-4) mills; for permanent improvements on public roads one (1) mill. Unexpended fund of 1900 raised by levy for jurors and witnesses to be applied to past indebtedness, if so much be necessary. The County Board of Commissioners are hereby authorized to borrow one and one-fourth (1 1-4) mills levied herein for jurors and witnesses for the year 1901.

Saluda.

Sumter—For the county of Sumter for ordinary county purposes and past indebtedness three (3) mills. That the County Commissioners shall from the profits derived from the Dispensary deposit, in bank at interest, two thousand dollars, to be used as a sinking fund for the payment of the County bonds when due, and they are prohibited from using this money for any other purpose.

Sumter.

The County Commissioners of Sumter County are hereby authorized and required to pay to the Coroner of Sumter County two hundred and fifty dollars, in lieu of all fees. That the County Commissioners be authorized to borrow a sum not exceeding three thousand dollars, to be expended in defraying expenses of maintaining roads and bridges and for these purposes only: *Provided,* that the rate of such loan shall not exceed seven per centum discount. That the Board of County Commissioners are authorized and required to publish in at least one newspaper published at the County seat the quarterly statements of the Supervisor as now provided by law: *Provided,* that the same can be done at a cost not exceeding one hundred and twenty dollars per annum.

That the County Commissioners are authorized to index the records in the office of the Clerk of the Court at a cost not exceeding one thousand dollars. That the action of the County

A. D. 1901. Commissioners in expending Fourteen hundred dollars on the Black River Road is hereby validated.

That the County Superintendent of Education is authorized and required to pay to J. E. Barnett out of the school funds of Mayesville Township the following: five warrants in the name of E. J. Wilson amounting to one hundred dollars and out of those of Lynchburg Township one warrant in the name of Ella J. Carter for twenty dollars. That the County Commissioners of Sumter County are hereby authorized and required to draw their warrant in favor of H. Lee Scarborough, County Treasurer, for the sum of two hundred dollars for Clerk hire for the fiscal year ending December 31st, 1900.

Union. Union—For the county of Union for ordinary county purposes two and one-half (2 1-2) mills; for interest on railroad bonds two (2) mills; for Sinking Fund for retiring railroad bonds two (2) mills; for road tax, one (1) mill.

Williamsburg. Williamsburg—For the county of Williamsburg for ordinary county purposes four (4) mills. And the County Board of Commissioners of said County are hereby authorized to pay their Clerk one hundred and fifty dollars, and said Board is hereby authorized to borrow three thousand dollars for the purpose of paying jurors, witnesses and constables for the Court of Common Pleas and General Sessions for the fiscal year 1901 and pledge therefor the levy made for ordinary County purposes. After paying jurors and constables, if there remain a balance of said fund, the same to be applied to any outstanding indebtedness. The County Board of Commissioners is hereby authorized to pay J. H. V. Gaskins, seventy-five dollars for the year 1901 for services as Magistrate in addition to salary now allowed by law and twenty-five dollars additional to his Constable for the year 1901.

York. York—For the County of York, for ordinary County purposes, four and one-half (4 1-2) mills. In Catawba township a special levy of two (2) mills; in Ebenezer township a special levy of one and one-half (1 1-2) mills; and in York township a special levy of three and one-half (3 1-2) mills, to pay the interest on the bonds issued by said Township in aid of the Charleston, Cincinnati and Chicago Railroad. The Treasurer of York County for collecting and disbursing this special levy shall be allowed commissions as now fixed by law. The County Board of Commissioners of York County are hereby authorized

and empowered to borrow a sum not to exceed ten thousand dollars (\$10,000.00), at a rate of interest not to exceed six per cent., for ordinary County expenses. A. D. 1901.

SEC. 3. That the Board of Directors of the State Penitentiary are hereby directed to pay into the Treasury of the State, at the end of each three months or within five days thereafter, all amounts received by them from the hire of convicts and from other sources, after paying the necessary expenses of the said institution and all other disbursements authorized by law, the said amounts to be paid into the Treasury to be held subject to the warrants of the Comptroller General to pay amounts appropriated by the General Assembly in the same manner as other funds in the Treasury. Hire from convicts.

And the Board of Directors are hereby instructed as far as practicable, in hiring out or working convicts, to hire or work the same on farms in healthy locations which are exempt from danger of overflow.

And the Board of Directors are hereby instructed, in hiring out or working convicts for other than agricultural purposes, to receive as compensation for the services of said convicts lawful money of the United States only. And the said Board of Directors are hereby further instructed, in the hiring out of convicts, to give preference to the Supervisor of any County, and of any person, firm or corporation whose purpose is to use said convicts in the working of the public roads in any County in this State, or in the clearing out of streams of any County of this State.

SEC. 4. That all the proceeds of the Taxes levied for and on account of the State as specified herein, shall be deposited and kept by the State Treasurer in such banks or places of special deposit as in the judgment or discretion of the Governor, the Comptroller General and the State Treasurer, or any two of them, shall afford sufficient protection to the interest of the State. How funds shall be kept.

SEC. 5. That the County Auditors and County Treasurers of the several Counties of this State are hereby required under the direction and supervision of the Comptroller General, to make collections of the taxes levied under and pursuant to the provisions of this Act, in the manner and at the time and under the conditions hereinafter provided; and they are hereby forbidden to collect any other tax whatsoever levied for the fiscal Duties of Auditors and Treasurers in collecting tax.

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year, unless herein expressly authorized so to do, except the taxes authorized by law to meet the interest and retire the bonds issued by Counties and townships in aid of railroads, or taxes voted by towns or Counties, or assessed upon townships, and subscriptions to railroads, and taxes to build fences under Statutes authorizing and directing the same; and except also, the special school tax authorized to be levied in any school district of the State, and except such special tax or collections as is authorized by any Act or Joint Resolution of the General Assembly; and the County Treasurers of the several Counties of this State are hereby prohibited from collecting any tax except such as have been first entered upon the tax duplicates of their respective Counties, or upon the orders of the Auditors of said Counties: *Provided*, That said County Treasurer shall furnish the County Auditors of their respective Counties with the names of the Taxpayers as may apply to pay their taxes against whom no taxes shall have been entered on the tax duplicate; and any State or County Officer who shall fail to comply with, or who shall evade, or attempt to evade, the provisions of this Act, shall be deemed guilty of a felony, and upon conviction thereof, shall be punished by a fine not to exceed five thousand dollars, or imprisonment for a period of not more than five years or both, at the discretion of the Court.

Poll tax.

SEC. 6. That from and after the passage of this Act, there shall be assessed upon all taxable polls in this State a tax of one dollar on each poll, the proceeds of which tax shall be applied solely to educational purposes. Every male citizen between the ages of twenty-one and sixty years, except those incapable of earning a support, from being maimed or from other causes, and except those who are made exempt by law, shall be deemed taxable polls.

Failure to
pay a misde-
meanor.

SEC. 6a. Any person who shall fail or refuse to pay said poll tax, or who shall fail to pay said poll tax, shall be deemed guilty of a misdemeanor, and on conviction thereof before a Magistrate, shall be punished by a fine of not more than ten dollars, or by imprisonment at hard labor upon the public works of the County not more than twenty days: *Provided*, That the County shall not pay the costs or fees of any Constable or Sheriff for the execution of any warrant or other process issued in any case by virtue of the provisions of this Section, unless the defendant in such case shall be arrested and convicted. For services herein rendered by those Magistrates and Constables who re-


ceive salaries, they shall receive, in addition to such salaries as they are now entitled to have by law, the said costs and fees: *Provided*, That said costs and fees be collected out of and paid by defendants: *Provided*, That in case the County Treasurer shall issue any execution against the property of any person who has paid his or her taxes for the current year, the said County Treasurer shall pay all costs incurred in the issuing and service of said execution. A. D. 1901.

SEC. 7. That all taxes assessed and payable under this Act shall be paid in the following kinds of funds, and no other: ^{In what} Gold and silver coin, United States currency, National bank ^{moneys pay-} notes, and coupons which shall become due and payable during the year 1901 on the consolidated bonds known as Brown bonds, and the bonds of this State known as Blue bonds, and any other State bonds which may be issued by authority of an Act of the General Assembly, the coupons of which are by such Act made receivable for taxes: *Provided, however*, That jury certificates and per diem of State witnesses in the Circuit Court and all County claims which have been approved and certificates issued by the County Board of Commissioners shall be receivable for County taxes, not including school taxes. ^{able.}

SEC. 8. That all taxes herein assessed shall be due and payable from the 15th day of October to the 31st day of December, 1901, and the several County Treasurers shall collect the same in manner prescribed by law, and give receipts therefor to the several parties paying the same, in which the real estate paid on shall be briefly described, and the value of the personal property paid on shall be stated, together with the time such taxes are paid, and the amount of the same. When taxes
are due.

SEC. 9. That the County Treasurers, immediately upon the receipt of the tax duplicate for the year from the County Auditor, shall cause a notice to be inserted in one County newspaper of his county, stating the rate per centum of the levy for State purposes, and the rate per centum for all other purposes on the duplicates for the present fiscal year; and if any special levies have been made on the property of the school or other district not affecting an entire County, the total rate of levies in such district shall also be stated in such notice. Notice of
collection to be
given.

SEC. 10. That when the taxes and assessments, or any portion thereof, charged against any property or party on the duplicate for the present fiscal year, shall not be paid on or be- Penalty for
non-payment.

A. D. 1901.  fore the 31st day of December 1901, the County Treasurer shall proceed to collect the same, together with the penalty of ten per centum on the amount so delinquent, and if the amount of such delinquent taxes, assessments and penalties shall not be paid on or before the 15th day of January 1902, or collected by distress or otherwise, then the same shall be treated as delinquent taxes on such real or personal property according to law.

Distress and sale for taxes. SEC. 11. That all personal property subject to taxation shall be liable to distress and sale for the payment of taxes and assessments as provided by law.

Real estate to be sold. *Nulla bona* return as to personality not required. SEC. 12. That all real property returned delinquent by County Treasurers, upon which the taxes shall not be paid by distress or sale of personal property, or otherwise, shall be seized and sold as provided by law. The distress and sale of personal property shall not be a condition precedent to seizure and sale of any real property hereunder.

School tax; how levied. SEC. 13. That the County Board of Commissioners in each of the several Counties of this State shall levy a tax of three mills on the dollar, upon all taxable property of their respective Counties for the support of public schools in their respective Counties, which shall be collected at the same time and by the same officer as the other taxes for this year, and shall be held in the County Treasuries of the respective Counties and paid out exclusively for the support of public schools, as provided by law.

Taxes on mines and mining claims. SEC. 14. That all personal property used in connection with mines and mining claims, and all land not actually mined, connected with mines and mining claims, shall be assessed for taxation and be taxed as is done as in the case of other personal and real estate; that in all cases where land is actually mined such land shall not be assessed for taxation or taxed, but in lieu thereof the gross proceeds alone of such mine and mining claim shall be assessed and taxed and such gross proceeds shall be ascertained and determined by the cash market value of the material mined.

Power to borrow money. SEC. 15. That in anticipation of the collection of the taxes hereinbefore levied, the Governor and State Treasurer be, and they are hereby, empowered to borrow on the credit of the State so much money as may be needed to meet promptly at maturity the interest which shall mature on the first day of July 1901, and on the first day of January 1902, on the valid debt of the

State, and to pay the current expenses of the State government for the present fiscal year: *Provided*, That the sum so borrowed shall in no event exceed the amount of three hundred thousand dollars. A. D. 1901.

SEC. 16. It shall be unlawful for any officer or officers authorized to make contracts, to be paid from the money levies provided in this Act, to make any contract or contracts in excess of the money provided to be raised by said levies, and any officer or officers convicted of violating the provisions of this Section shall be punished as for a misdemeanor. All contracts made in violation of this Section shall be void. Contracts in excess of levies a misdemeanor.

SEC. 17. That this Act shall take effect from and immediately after its approval.

Approved the 16th day of February, A. D. 1901.

No. 443.

AN ACT TO MAKE APPROPRIATIONS FOR THE PAYMENT OF THE PER DIEM, MILEAGE AND STATIONERY CERTIFICATES OF THE MEMBERS OF THE GENERAL ASSEMBLY, THE SALARIES OF THE SUBORDINATE OFFICERS AND EMPLOYEES THEREOF, AND OTHER PURPOSES HEREIN NAMED.

SECTION 1 *Be it enacted* by the General Assembly of the State of South Carolina: That the following sums, if so much be necessary, be, and the same are hereby appropriated to meet the expenses of the General Assembly at its regular session beginning the eighth day of January, 1901, to the close of the session, and for other purposes named herein as is more specially indicated in the several succeeding Sections of this Act, that is to say: Appropriation for legislative expenses.

SEC. 2. That the following sums if so much be necessary be, and the same are hereby appropriated to pay the expenses of the Senate from the eighth day of January, 1901, to the close of the session as follows: for the per diem at four dollars per day, mileage and stationery certificates of the members of the Senate, and the presiding officers thereof at eight dollars per day for the number of days respectively served by them if so much be necessary eight thousand dollars. For the pay of R. R. Hemphill, Clerk of the Senate, eight hundred dollars, and The Senate.

A. D. 1901.

for the pay of R. M. McCown, Assistant Clerk of the Senate, two hundred and fifty dollars; for the pay of M. L. Clark, Journal Clerk of the Senate, one hundred and sixty dollars, and four dollars per day for the number of days he may be actually engaged in the work of the Senate after the adjournment thereof, not to exceed twenty days, said number of days of such engagement to be certified by the Journal Clerk. For the pay of W. H. Stewart, Reading Clerk of the Senate, two hundred and fifty dollars; for the pay of J. F. Schumpert, Sergeant-at-Arms of the Senate, two hundred dollars; for the pay of E. S. Dingle, Bill Clerk of the Senate, one hundred and sixty dollars; for the pay of F. E. Holman, Clerk of the Judiciary Committee of the Senate, one hundred and sixty dollars; for the pay of J. F. Lyon, Clerk of the Finance Committee of the Senate, one hundred and sixty dollars; for the pay of W. Boyd Evans, Clerk of the Committees on Education, Incorporations and Railroads, one hundred and sixty dollars; for the pay of J. C. Ragin, C. F. Holmes and J. A. White, doorkeepers for the Senate, one hundred and twenty dollars each; for the pay of Halsey Fox and Willie League, pages of the Senate eighty dollars each; for the pay of Edward C. DeBruhl, page of the Senate, twelve dollars, for the pay of George Norris, page of the Senate, two dollars; for the pay of H. D. Butler, Keeper of the President's Room, one hundred and twenty dollars; for the pay of R. I. Parks, mail carrier of the Senate, one hundred and twenty dollars; for the pay of S. H. Zimmerman, Chaplain of the Senate, fifty dollars; for the pay of L. B. McCracken, porter of the Senate, eighty dollars; for the pay of Albert Nance and Jack Pressley, laborers of the Senate, eighty dollars each. For the incidental and contingent fund of the Senate nine hundred dollars if so much be necessary, to be paid on certificate drawn by the President of the Senate and attested to by the Clerk of the Senate on accounts audited by the Committee on Contingent accounts, and passed by the Senate: *Provided*, no part of said contingent fund be used in giving extra pay to any of the employees of the Senate: *And Provided, further*, That an itemized statement thereof be filed with the Comptroller General and included in his report.

House of
Representatives.

SEC. 3. That the following sums, if so much be necessary, be, and the same are hereby appropriated to pay the expenses of the House of Representatives from the eighth day of January,

1901, to the close of the session, as follows: for the per diem at four dollars per day, mileage and stationery certificates of the members of the House of Representatives twenty-five thousand dollars; for the pay of Thomas C. Hamer, Clerk of the House of Representatives, eight hundred dollars; for the pay of J. P. Richards, Assistant Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of W. E. Cook, Journal Clerk of the House of Representatives, one hundred and sixty dollars, and four dollars per day for the number of days he is actually engaged in the work of the House of Representatives after the adjournment thereof, not to exceed twenty days; said number of days of such engagement to be certified by said Journal Clerk; for the pay of John S. Withers, Reading Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of W. G. Hollis, Bill Clerk of the House of Representatives, one hundred and sixty dollars; for the pay of J. S. Wilson, Sergeant-at-Arms for the House of Representatives, two hundred dollars; for the pay of H. A. Moses, Clerk of the Committee of Ways and Means, one hundred and sixty dollars; for the pay of M. J. Hough, Clerk of the Judiciary Committee of the House of Representatives, one hundred and sixty dollars; for the pay of W. B. Knight, W. L. Gibson and R. L. Hagood, doorkeepers of the House of Representatives, one hundred and twenty dollars each; for the pay of Willie Wannamaker, Willie Prince, Frank Gault and Calhoun Cason, pages of the House of Representatives, eighty dollars each; for the pay of J. N. Pearman, Keeper of the Speaker's Room, one hundred and twenty dollars; for the pay of John M. Sharp, mail carrier for the House of Representatives, one hundred and twenty dollars; for the pay of the Rev. E. P. Hutson, Chaplain of the House of Representatives, fifty dollars; for the pay of West Oliphant, porter of the Judiciary Committee, eighty dollars; for the pay of Eli Goodwin, porter of the Committee of Ways and Means, eighty dollars; for the pay of Callie Rolin, Fred Jones, Caspar Watts, Archie Oliphant and Abe Foster, laborers of the House of Representatives, eighty dollars each; for the incidental and contingent fund of the House of Representatives, one thousand dollars if so much be necessary, to be paid on certificates drawn by the Speaker of the House of Representatives, and attested by the Clerk of the House of Representatives on account audited by the Committee on Contin-

A. D. 1901.

A. D. 1901. gent Accounts, and passed by the House of Representatives: *Provided*, that no part of said contingent fund be used to give extra pay to any of the employees of the House of Representatives; and *Provided further*, That an itemized statement thereof be filed with the Comptroller General, and included in his report.

Engrossing
Department.

SEC. 4. The sum of forty-two hundred dollars, if so much be necessary be and the same is hereby appropriated to pay the expenses of the Engrossing Department of the General Assembly from the eighth day of January, 1901, inclusive, to the close of the session, as follows:

Salaries in
Engrossing
Department.

For the pay of J. M. Johnson, T. S. Sease, Jas. E. Davis, W. St. Julien Jervey, J. K. Henry, John S. Wilson, J. W. Thurmond and J. E. Boggs, Solicitors, and J. A. Berry, Acting Solicitor in the Engrossing Department, office of the Attorney General, each four dollars per day for each day while in actual attendance upon the session of the General Assembly. For the pay of F. F. Covington, S. K. McDonald, W. W. Bradley, W. S. Nelson, J. B. Addy, J. L. Jervey, Miss M. G. Godfrey, Miss Daisy Sawyer, Miss Jessie Caughman, Miss Lucie Barron, Mrs. Preston Melton, Miss Helen L. Gantt, Miss Jennie Gibbes, Miss A. W. Evans, Miss Addie Harllee, Miss Carrie Prince, Miss A. E. Thorn, H. B. Mitchell and Miss M. L. Werber, Clerk in the (Engrossing Department) office of the Attorney General, each four dollars per day for the time while actually employed: *Provided*, That before they shall be paid, the Chief Clerk of the Engrossing Department shall certify that the number of days for which they are paid is correct and that they were actually employed for that number of days in the Engrossing Department. To pay the mileage of the Circuit Solicitors as follows: J. S. Wilson, six and 10-100 dollars; J. M. Johnson, ten and 30-100 dollars; W. St. Julien Jervey, thirteen dollars; J. A. Berry, five dollars; T. S. Sease, nine and 30-100 dollars; J. K. Henry, six and 70-100 dollars; Jas. E. Davis, eight dollars; J. W. Thurmond, six and 10-100 dollars; and J. E. Boggs, sixteen and 70-100 dollars. For the pay of Isaac Collins, porter of the Engrossing Department, eighty dollars; for the pay of N. O. Pyles, mail carrier to the Engrossing Department, eighty dollars. For the pay of A. B. Connor, Flag-Keeper, two dollars per day; for the pay of Jas. Drayton, Weston Morgan and Rich-

ard Gaillard one dollar per day for each day of the session they were actually employed; for special assistants to keeper of State House, Matilda Brown, janitress, forty dollars; the same to be paid as the salaries of other employees are paid. A. D. 1901.

SEC. 5. That the President of the Senate and the Speaker of the House of Representatives, respectively, shall furnish pay certificates for the amount of per diem and mileage due to each officer and employee of that branch of the General Assembly to which such officer and employee shall respectively belong, signed by the respective officers, and properly attested by the Clerks of each branch of the General Assembly.

SEC. 6. That this Act shall take effect from and immediately after its date of approval, and all Acts or parts of Acts inconsistent with the provisions of this Act be and the same are hereby, for the purpose of this Act, repealed.

Approved the 15th day of February, A. D. 1901.

No. 444.

AN ACT TO MAKE APPROPRIATIONS TO MEET THE ORDINARY EXPENSES OF THE STATE GOVERNMENT, FOR THE FISCAL YEAR, COMMENCING, JANUARY 1ST 1901.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the following sums, if so much be necessary be, and the same are hereby, appropriated to meet the expenses of the Executive Department as follows Appropriations.

SEC. 2. For the salary of the Governor, three thousand dollars; for the salary of the Governor's Private Secretary, thirteen hundred and fifty dollars; the salary of the Governor's Messenger, four hundred dollars; for the contingent fund of the Governor, for rewards and other purposes, five thousand dollars; for stationery and stamps for the Governor, three hundred dollars; for the salary of a Stenographer for the Governor, four hundred dollars. Governor's office.

For the salary of the Secretary of State, nineteen hundred dollars; for the salary of the clerk of the Secretary of State, thirteen hundred and fifty dollars; for the contingent fund of the Secretary of State, one hundred and fifty dollars; for stationery and stamps for the Secretary of State, five hundred dol- Secretary of State.

A. D. 1901. lars; for extra clerk hire, four hundred dollars; and three hundred dollars for books, blanks, charters, etc.

Comptroller General.

For the salary of the Comptroller General, nineteen hundred dollars; for the salary Chief Clerk Comptroller General, fourteen hundred dollars; for the salary of additional Clerk Comptroller General, fourteen hundred dollars; for the salary of the bookkeeper of the Comptroller General, fourteen hundred dollars; for the contingent fund of the Comptroller General, two hundred dollars; for stationery and stamps for the Comptroller General, three hundred dollars; for printing for the Comptroller General, five hundred dollars; for the traveling expenses of the Comptroller General and his assistants in examining the books and papers and accounts pertaining to the offices of the Auditors and Treasurers of the respective Counties, and other County officers, five hundred dollars.

State Treasurer.

For the salary of the State Treasurer, nineteen hundred dollars; for the salary of the Chief Clerk of the State Treasurer, fifteen hundred dollars; for the salary of the two book-keepers in the office of the State Treasurer, each thirteen hundred and fifty dollars; for the contingent fund of the State Treasurer, two hundred dollars; for the printing of bonds and stocks, and to pay for bonds and stocks already printed, two thousand dollars, if so much be necessary; for stamps and stationery for the State Treasurer, two hundred dollars.

Superintendent of Education.

(5) For the salary of the Superintendent of Education, nineteen hundred dollars; for the salary of the Clerk of the Superintendent of Education, twelve hundred dollars; for stenographer and typewriter, four hundred dollars; for the contingent fund of the Superintendent of Education, two hundred dollars; for printing books and blank forms for the use of public schools, thirteen hundred and nineteen dollars; for the State Board of Education, three hundred dollars, if so much be necessary; for stationery and stamps for the Superintendent of Education, three hundred dollars, and three hundred dollars for traveling expenses of the Superintendent of Education: *Provided*, That an itemized statement of such expenses be kept by the State Superintendent of Education, and reported by him to the next General Assembly.

Adjutant and Inspector General.

(6) For the salary of the Adjutant and Inspector General, fifteen hundred dollars; for the salary of the Assistant Adjutant and Inspector General, twelve hundred dollars; for the

salary of the State Armorer and the expenses of maintaining the State Armory for the fiscal year 1901, three hundred and fifty dollars; for the contingent fund of the Adjutant and Inspector General, five hundred dollars; for collecting arms, freights, advertisements, printing, expenses of inspection, purchasing missing parts of arms, and ammunition, five hundred and fifty dollars, if so much be necessary; for stationery and stamps for the Adjutant and Inspector General one hundred and fifty dollars; for the repairing of the Arsenal at Beaufort, three hundred dollars, if so much be necessary; for the purpose of assisting companies to maintain their organization, eight thousand dollars to be distributed by the Adjutant and Inspector General in accordance with the militia laws of the State, if so much be necessary, to be paid out to the Captain of each company for distribution upon the warrants of the Comptroller General, which warrants shall be issued when the apportionment of each company is certified to the Comptroller General by the Adjutant and Inspector General and countersigned by the Captain of the Company to which the apportionment is made.

A. D. 1901.

(7) For the salary of the Attorney General, nineteen hundred dollars; for salary of Assistant Attorney General, thirteen hundred and fifty dollars; for the contingent fund of the Attorney General one hundred and fifty dollars; for stationery and stamps for the Attorney General, one hundred dollars; for the expenses of litigation, fifteen hundred dollars; if so much be necessary; for extraordinary expenses, five hundred dollars, if so much be necessary; and the Attorney General is hereby authorized and required to conduct all litigation which may be necessary for any departments of the State Government, or any of the boards connected therewith; and all such boards or departments are hereby forbidden to employ any counsel for any purpose except through the Attorney General and upon his advice: *Provided*, That this provision shall not apply to suits pending prior to December 22d, 1882: *Provided, further*, That out of the litigation fund the Attorney General shall pay for dockets and blank indictments for the several Circuit Solicitors and such other expenses he may deem advisable, including the necessary hire of a typewriter and stenographer.

Attorney
General.

(8) For the salary of Railroad Commissioners, fifty-seven hundred dollars; for the salary of Secretary of Railroad Com-

Railroad
Commission-
ers.

A. D. 1901. missioners, twelve hundred dollars, and one hundred and fifty dollars to pay for three hundred extra copies of the Railroad Commissioners' report, and twelve hundred dollars to pay the contingent expenses and rent of the office for the fiscal year commencing January 1st 1901, if so much be necessary; to be advanced by the State until the same shall have been collected from the railroads, express and telegraph companies of this State in the manner prescribed by law, and when collected to be placed in the State Treasury.

State Librarian. (9) For the salary of the State Librarian, eight hundred dollars; for the contingent fund of the State Librarian one hundred and seventy-five dollars; for stationery and stamps for the State Librarian, three hundred dollars; for the purpose of purchasing and binding books and documents for the State Library, one hundred dollars.

Watch men State House. (10) For the salary of two Watchmen for the State House and grounds, nine hundred and sixty dollars.

Janitor. (11) For the salary of Janitor for the State House, one hundred and sixty dollars.

Engineer State House. (12) For the salary of the engineer of the State House heating apparatus for seven months in the year, seventy-five dollars per month; for the salary of two firemen of the State House heating apparatus for seven months in the year, thirty-five dollars per month each; and the engineer to be paid twenty-five dollars per month for the balance of the year for keeping in order engines, boilers, etc.: *Provided*, That he attend to them once in every fifteen days; this amount to be in full for all charges for labor: *Provided, further* That the Superintendent of the Penitentiary be required, when called upon by the Keeper of the State House and Grounds, to furnish such convict labor as he may need to keep said State House and grounds in good order. For repairs on State House two hundred dollars if so much be necessary; and for repair of heating apparatus of State House one hundred and fifty dollars if so much be necessary.

Keeper of State House. (13) For the contingent fund of the Keeper of the State House and Grounds two hundred dollars if so much be necessary.

Supreme Court Judges. SEC. 3. That the following sums if so much be necessary, be, and the same are hereby appropriated to meet the expenses of the Judicial Department as follows: For the salary of Chief

Justice two thousand eight hundred and fifty dollars, for the salary of Associate Justice Eugene B. Gary two thousand eight hundred and fifty dollars; for the salary of Associate Justice Y. J. Pope, twenty-eight hundred and fifty dollars; for the salary of Associate Justice Ira B. Jones, twenty-eight hundred and fifty dollars; for the salary of the Judge of the First Judicial Circuit, three thousand dollars; for the salary of the Judge of the Second Judicial Circuit three thousand dollars; for the salary of the Judge of the Third Judicial Circuit three thousand dollars; for the salary of the Judge of the Fourth Judicial Circuit, three thousand dollars; for the salary of the Judge of the Fifth Judicial Circuit, three thousand dollars; for the salary of the Judge of the Sixth Judicial Circuit, three thousand dollars; for the salary of the Judge of the Seventh Judicial Circuit, three thousand dollars; for the salary of the Judge of the Eighth Judicial Circuit, three thousand dollars; for the salaries of the Solicitors eleven thousand and fifty dollars; for the salary of the stenographers of the Circuit Courts ten thousand dollars; for the pay of the Clerk of the Supreme Court eight hundred dollars; for the salary of the State Reporter, fifteen hundred dollars, if so much be necessary to pay his salary as provided by law; for the salary of the Librarian of the Supreme Court, eight hundred dollars; for the pay of the Messenger of the Supreme Court two hundred dollars; for the contingent fund of the Supreme Court five hundred dollars; for the purchasing of books for the Supreme Court Library five hundred dollars; for the salary of attendant on Supreme Court two hundred dollars; for the purchasing of one hundred copies each of the fifty-eighth, fifty-ninth and sixtieth volumes of the Supreme Court Reports, twelve hundred dollars, and four hundred dollars for a Stenographer for the Supreme Court.

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Circuit Judges.

Solicitors,
Stenographers,
Clerk Supreme
Court, State
Reporter, Li-
brarian, Mes-
senger, Libra-
ry, etc.

SEC. 4. (1) That the following sums if so much be necessary, be, and the same are hereby appropriated to meet the expenses of the Health Department, as follows:

(2) The salary of the Quarantine Officer at Charleston, sixteen hundred and fifty dollars; for the expenses of maintaining quarantine stations, Charleston Harbor, one thousand dollars.

Quarantine
officers.
Charleston.
St. Helena.

(3) For the salary of Quarantine Officer at St. Helena, seven hundred dollars; for the expenses of the quarantine station St. Helena two hundred dollars and one hundred dollars for repairs to buildings.

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Port Royal.

(4) For Quarantine Officer at Port Royal seven hundred dollars; for expenses of Quarantine Station three hundred dollars; for the salary of the keeper of the hospital building at Port Royal one hundred and seventy-five dollars; and one hundred dollars for repairs to buildings.

Georgetown.

(5) For the salary of the Quarantine Officer at Georgetown, four hundred and fifty dollars; for the expenses of quarantine station at Georgetown one hundred and fifty dollars, and for insurance and incidental expenses seventy-five dollars.

Lazaretto.

(6) For the salary of the keeper of the Lazaretto, three hundred dollars.

State Board of Health.

(7) For the purpose of carrying out the provisions of the Act establishing a State Board of Health twenty-two hundred dollars if so much be necessary; for Clerk hire for Secretary of Board three hundred dollars.

Quarantine against contagious and infectious diseases.

(8) For the purpose of carrying out the provisions of an Act quarantining the State against contagious and infectious diseases, fifteen thousand dollars to be expended under the supervision and by consent of the Governor.

SEC. 5. (1) That the following sums, if so much be necessary, be and the same are hereby, appropriated to meet the expenses of the Tax Department as follows:

County Auditors.

(2) For the salaries of the County Auditors Twenty-five thousand and five hundred dollars.

Books for.

(3) For printing books, etc., for County Auditors and Treasurers twenty-five hundred dollars.

S. C. University.

SEC. 6. (1) That the following sums if so much be necessary, be and the same are hereby appropriated to meet the expenses of the South Carolina University, namely:

S. C. College.

(2) For the support of the schools in the South Carolina College in Columbia twenty-eight thousand one hundred and seven dollars; for all purposes including ordinary repairs, general expenses, improving of buildings and sanitary arrangements, and the library and the salary of the Librarian; to be paid upon the application of the Board of Trustees on the warrant of the Comptroller General: *Provided*, That suitable courses of study are provided in said institution for the deserving of both sexes: *Provided, further*, That nothing contained herein shall interfere with the students of the normal department.

(3) For the erection, completion and equipping of the Steward's Hall for the South Carolina College, eleven thousand dollars, as provided in a Joint Resolution authorizing the erection and furnishing of said Hall.

A. D. 1901.

Steward's
Hall for S. C.
College.

(4) For the support of Winthrop Normal and Industrial College of South Carolina, including running expenses, equipment and permanent improvements, forty-three thousand, two hundred and seventy-six dollars; that the sum of fifty-four hundred and fifty-six dollars, if so much be necessary, be, and the same is hereby appropriated for scholarships provided for by law for the Winthrop Normal College of South Carolina; for the completion and equipment of the dormitory building, twenty thousand, nine hundred and forty dollars, as provided in an Act authorizing the completion and equipment of said Dormitory.

Winthrop
Normal and
Industrial Col-
lege.

(5) For the support of the beneficiary cadets of the South Carolina Military Academy twenty-five thousand dollars; for repairs, seven hundred and fifty dollars; for laundry fifteen hundred dollars; for physical laboratory, seven hundred and fifty dollars; for library, two hundred and fifty dollars, to be paid on the warrant of the Comptroller General issued upon the requisition of the Chairman of the Board of Visitors of said Academy.

S. C. Military
Academy.

(6) For the State Colored Industrial, Normal and Mechanical College, at Orangeburg, for maintenance new buildings and equipment eight thousand dollars to be paid on the application of the Board of Trustees on the warrant of the Comptroller General.

State Colored
Industrial,
Normal and
Mechanical
College.

SEC. 7. (1) That the following sums, if so much be necessary, be, and the same are hereby appropriated to meet the expenses of the penal and charitable institutions, as follows:

(2) For the salary of the Superintendent of the Penitentiary, nineteen hundred dollars; for the salary of the Captain of the Guards one thousand and fifty dollars; for the salary of the Physician of the Penitentiary, to be appointed by the Superintendent, one thousand and fifty dollars; for the Chaplain of the Penitentiary, to be appointed by the Superintendent of the Penitentiary, six hundred dollars; for the Clerk of the Penitentiary twelve hundred dollars, for which amount the Comptroller General is authorized and directed to issue his warrants. The balance in the hands of the Board of Directors of the

Penitentiary.

A. D. 1901

South Carolina Penitentiary on December 31st, 1900, together with all other amounts received or to be received from the hire of convicts, or from any other source during the current fiscal year, be and the same are hereby appropriated for the support of the Penitentiary and for any other purposes required by law which are not herein indicated.

State Hospi-
tal for the In-
sane.

(3) For the salary of the Superintendent and Physician of the State Hospital for the Insane, three thousand dollars; for the per diem and mileage of the Board of Regents of the State Hospital for the Insane, each of whom shall be entitled to receive four dollars per day for each day actually engaged in attending the meeting of the said Board, and mileage of five cents per mile actually traveled, twelve hundred dollars, if so much be necessary; for the current expenses and support of the State Hospital for Insane one hundred thousand dollars; for payment on Wallace property, forty-one hundred and twenty dollars; for repairs and building purposes ten thousand dollars: *Provided*, that no further liability be incurred by the Board of Regents on account of said buildings.

Deaf, Dumb
and Blind Asy-
lum.

(4) For the support of the Deaf, Dumb and Blind Asylum, twenty thousand dollars; for school building, twenty thousand dollars; for steam-heating new building for department of colored pupils, twelve hundred dollars; for new boilers and repairs to steam-heating plant of main building, eighteen hundred dollars; for protecting water supply, for cold-storage room and for replastering, fifteen hundred dollars.

Catawba In-
dians.

(5) For the Catawba Indians, one thousand dollars, to be paid upon the application of the Agent, upon the warrant of the Comptroller General: *Provided*, That said Agent before receiving his warrant enter into bond in the sum of sixteen hundred dollars, with security to be approved by the Governor, for the faithful discharge of his duty in the disbursement of any funds which may hereafter come into his hands: *Provided, further*, That the said funds be distributed among the Catawba Indians living in South Carolina: *Provided*, That the Secretary of State shall issue the commission of said Agent without charge: *Provided, further*, That the sum of two hundred dollars is hereby appropriated for school purposes for said Indians, to be expended through their Agent under bond as above specified: *Provided*, That said Agent shall not receive exceeding eight per cent. for receiving and disbursing any funds which may come into his hands as provided above.

SEC.8. (1) That the following sums if so much be necessary, be and the same are hereby appropriated for miscellaneous expenses as follows: A. D. 1901.

(2) For the payment of water used in the public institutions of the State located in Columbia, two thousand dollars to be paid on the warrant of the Comptroller General. Water in public institutions.

(3) To pay the claims passed by the General Assembly at its regular session of 1901 three thousand dollars, if so much be necessary, to be paid by the State Treasurer upon warrants of the Comptroller General; for the salaries of the Supervisors of Registration six thousand dollars. Supervisors of Registration.

(4) To pay for the public printing of this fiscal year twelve thousand dollars including such sum or sums as have heretofore been authorized to be drawn from the State Treasury during the present session on account of public printing for 1901 if so much be necessary, and no amount in excess of said sum shall be drawn or expended, any existing law to the contrary notwithstanding; five hundred and twenty dollars if so much be necessary, of this appropriation shall be applied to the payment of and for binding the Acts, Journals and Reports and Resolutions of the General Assembly. Public Printing.

(5) For repairs and improvements to the Governor's Mansion two hundred and fifty dollars if so much be necessary, to be paid on the warrant of the Comptroller General. Governor's mansion.

(6) For the lighting of the State House and Grounds, the State Hospital for the Insane, the South Carolina College grounds, the Governor's Mansion and the State Penitentiary for one year six thousand dollars if so much be necessary. Lights.

(7) To pay for the fuel for the purpose of heating the State House twelve hundred dollars, if so much be necessary. Fuel.

(8) For the purpose of an Act entitled "An Act to provide for the relief of certain soldiers and sailors, and widows of soldiers and sailors of the late war between the States," approved December 24, 1887, or Acts amendatory thereto, one hundred thousand dollars; six hundred dollars for clerical work and one hundred and twenty dollars for stationery and postage incident thereto, if so much be necessary; said appropriation to be paid at such time during the current fiscal year as may be designated by the State Board of Pensions: *Provided*, That the pension board shall, before paying out any of the amount hereby appropriated, revise the whole list of pensions and only Pensions.

A. D. 1901. those to be found to be in actual need of support whose names are now on the list or may hereafter be put thereon: *Provided, further,* That the Governor, Comptroller General and Treasurer be, and they are hereby authorized to borrow from time to time such amounts as may be necessary to meet this appropriation: *Provided, further,* That the Comptroller General is authorized to issue his warrants to the Clerk of the Court of the several Counties, for such amounts as may be determined as belonging to the pensions of such County, to be by him disbursed according to law: *Provided,* That all expenses incurred in the distribution of said fund be paid out of the appropriations for pensions.

Phosphate
Inspector.

(9) For the salary of Phosphate Inspector twelve hundred dollars; for the expenses of the Board of Phosphate Commissioners, three hundred dollars.

Committees.

(10) For the per diem and mileage of Committee on Penal and Charitable Institutions, W. C. Hough, R. H. Timmerman and Francis H. Weston for examining the books of above named institutions of the State four hundred and sixty-three dollars; for the per diem and mileage of J. A. McDermont, A. C. Lyles and T. F. Stackhouse for examining the books of the State Treasurer, Comptroller General and Sinking Fund Commission, five hundred and 50-100 dollars.

Code Com-
missioner.

(11) For salary Code Commissioner, five hundred dollars.

MISCELLANEOUS.

Militia.

(12) For the payment of the expenses of the Militia during the troubles at Georgetown and Florence twenty-five hundred and thirty-six dollars and ten cents (\$2,536.10), as per vouchers on file in the Governor's office.

House of
Representa-
tives' station-
ery and sup-
plies.

(13) For the payment of unpaid accounts for stationery and supplies for the House of Representatives for the year 1900, two hundred and eighty-four dollars and forty-four cents (\$284.44), as per vouchers on file with the Clerk of the House.

(14) For the payment of J. B. Watson as witness before the Penitentiary Investigating Committee sixteen dollars and twenty cents (\$16.20).

Office for
Superintend-
ent of Educa-
tion.

(15) For the rent and furnishing of an office for the use of the Superintendent of Education four hundred dollars (\$400.00) if so much be necessary.

(16) For the payment of L. M. Ragin as Clerk of the State Board of Canvassers eighty dollars (\$80.00). A. D 1901.

(17) For payment to the United Gas Improvement Company for gas used during the session of 1899, one hundred and sixty-nine dollars and twenty-one cents (\$169.21), as per vouchers filed with the Secretary of State. Lights in 1899.

(18) For the payment of the unpaid salary due the Assistant Adjutant and Inspector General for the fiscal year of 1900, three hundred (\$300.00) dollars. Assistant Adjutant and Inspector General.

(19) For insurance upon buildings and property of the South Carolina College, three thousand dollars, if so much be necessary. Insurance.

(20) For the South Carolina Interstate and West Indian Exposition, Fifty Thousand Dollars. Exposition.

(21) That the sum of fifteen thousand dollars be, and the same is hereby appropriated to pay to "the Sinking Fund Commission" as provided by an Act "to provide for the completion of the State House" approved the 19th day of February, 1900. Completion of State House.

(22) That the sum of one hundred dollars be, and the same is hereby, appropriated to the equipment and furnishing of the South Carolina Room in the Confederate Museum at Richmond, Virginia, to be paid to Miss Mary Singleton Hampton, Regent of the South Carolina Room, Confederate Museum, Richmond, Virginia. Confederate museum.

(23) That the sum of twenty-five hundred dollars, if so much be necessary, be, and is hereby, appropriated as a special fund to be used by the Attorney General in the investigation and prosecution of necessary suits against such Fertilizer Companies and other Companies as may be doing business in this State in violation of the anti-trust laws, said Attorney General to make a special report to the General Assembly on the first day of the next meeting thereof, giving a statement of what he has done together with a detailed statement of the expenses thereunder. Investigation under anti-trust laws.

(24) That the sum of Four Hundred Dollars, if so much be necessary, is hereby appropriated to cover the expenses to be incurred by the Chickamauga Monument Commission in preparing for the unveiling ceremonies of the Monuments erected by the State of South Carolina on the battle-field of Chickamauga, and to be dedicated and unveiled May 27th or 28th, 1901. That said sum of money be paid out upon the warrant of Chickamauga Monument Commission.

A. D. 1901. the Comptroller General drawn on the State Treasurer in favor of the Chairman of the Chickamauga Monument Commission.

Insurance.

(25) For the insurance on farm products and contents of the Commissary at the State Hospital for the Insane, one hundred and seventeen dollars and fifty cents.

(26) For insurance on buildings of the South Carolina College, as provided by a Joint Resolution passed at this session of the General Assembly four hundred and fifty dollars.

Wm. A. Barber.

(27) For professional services and expenses of William A. Barber in connection with the case of Wesley against Eells, seven hundred and fifty dollars.

Commissioners and Managers of Election State Board of Equalization.

(28) For the payment of deficiencies of five dollars and five cents for the payment of Commissioners and Managers of Election, the payment of which by the State Treasurer heretofore, is hereby validated.

(29) To pay expenses of State Board of Equalization seven hundred dollars.

Election expenses 1890.

(30) To pay deficiencies of appropriation for Election expenses for 1900, reported by the Comptroller General twelve hundred and eighty-nine dollars and eighty cents.

Interest on State debt.

SEC. 9. That the sum of two hundred and eighty-five thousand and forty-five 45-100 dollars, if so much be necessary, be, and the same is hereby appropriated to pay the interest on the valid debt of the State which shall mature first day of July 1901 and on the first day of January, 1902, and for unpaid interest payable in prior years: *Provided*, That Payment by the State Treasurer of the semi-annual interest on the valid debt of the State which matured on the first day of January 1901, be, and the same is hereby confirmed and validated.

(2) For the payment of past due interest likely to accrue on old bonds and stocks liable to be funded under the law of this State, twenty thousand dollars, if so much be necessary.

Salaries paid monthly.

SEC. 10. That the amount specified in the preceding sections of this Act for salaries and clerical services shall be paid in monthly installments unless otherwise provided for and shall be paid upon warrants of the Comptroller General on the application of the various officers entitled to the same: *Provided*, that the accounts and vouchers upon which applications are made shall be filed with the Comptroller General before issuing his warrants on the State Treasurer for the same, and that for the purchase of stamps the Comptroller General is hereby authorized to issue his warrants to such officers.

SEC. 11. That the moneys hereinbefore set apart, to be used as contingent funds and for other purposes for the various officers of the State government shall be duly accounted for and such officers shall make a detailed statement of the disposition made thereof to the General Assembly at its next regular session: *Provided*, That no officer authorized to make contracts or draw funds from said appropriation shall expend or make contracts for expending more than has been specified for any purpose by this Act.

A. D. 1901.

Itemized accounts.

SEC. 12. That the Comptroller General shall not issue his warrant on the Treasurer in payment of any account whether contingent traveling expenses, stamps or other appropriations, unless an itemized account is rendered.

Required.

SEC. 13. That this Act shall take effect from and immediately after its approval.

SEC. 14. That the appropriations herein made shall be paid from the usual income of the State, and any unexpended balances in the hands of the Treasurer not otherwise appropriated.

SEC. 15. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby repealed.

Approved the 15th day of February, A. D. 1901.

No. 445.

AN ACT TO INCORPORATE THE SEIGLER MILLS COMPANY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That R. H. Timmerman, Judson, S. C.; G. B. Timmerman, Columbia, S. C.; G. P. Seigler, Eureka, S. C.; C. H. Seigler, Eureka, S. C., and their associates and successors, be and are hereby, made and created a body politic and corporate under the name and style of Seigler Mills Company to be located at or near Eureka, Aiken County, S. C., which shall be the principal place of business. The general purpose of the Corporation and the nature of business it proposes to do is the transportation of freight and passengers and the manufacturing, spinning, weaving, dyeing, printing, furnishing and selling of all kinds of goods spun and woven, or made of wool or cotton, or of which cotton, wool, or any other fibrous articles may form a part, and any other article of any

Corporators.

Incorporated.

Object.

A. D. 1901.

nature or kind whatsoever, which they may from time to time desire; buying and selling merchandise in connection with their said business, and the production, manufacture and repair of all machinery, tools and implements necessary to, or used for, such purposes, with the right also to develop power by steam, water, electricity, or other agency, or by two or more of such agencies, and to sell and deliver the power so generated in excess of what is needed for the purpose of transportation, heating, lighting and operating mills, houses, lands and machinery of the said corporation, and to erect such mills, buildings, machine shops, stores, dwellings and other structures and works as may be required or necessary to carry out any or all of such branches of manufacture and business, and also for the transaction of any and all business connected with the purposes so recited. Furthermore, it shall have the right to grind and mill wheat, corn and other grain; saw lumber; it shall have the right to construct lines of road for the transportation of freight and passengers to and from all points of their property and also to and from any or all points in this or other States, with the right to exact pay for same, and to make connection with any railroad or railroads or other lines of transportation and shall have the power to erect wires for the transmission of power to all points for their own use and also furnish and sell same to other parties; to erect such dams, canals and mill buildings, machine shops, stores, dwellings, depots, warehouses, and other structures, roads or works as may be required or necessary to carry out any and all such branches of manufacture and business and also have the transaction of any and all business connected with or incident to the purposes so recited.

Powers.

SEC. 3. The said Corporation may purchase and hold all real and personal estate as may from time to time be required for its purposes; it shall have perpetual succession; the right to sue and be sued by the corporate name; to have a common seal and alter the same at pleasure; to prescribe the mode of transferring the shares of the corporation; to make contracts; to loan money; to acquire and to transfer property, both real and personal, including shares of stock in other corporations and enjoy the same right as individuals now enjoy; to make by-laws and all rules and regulations deemed expedient for the management of its affairs, not inconsistent with the Constitution and laws of this State or of the United States; to have a

lien upon the shares of its stockholders ; to enforce the payment of instalments due upon the capital stock, to provide and to enforce collection of such fines and penalties for delinquency in payments of its instalments upon the capital stock as its by-laws may fix, not exceeding ten per centum on account due ; to borrow money for the purpose of carrying out the objects of this Charter ; to make notes, bonds, or other evidences of debt, and upon a vote of the stockholders had after such notice as may be provided and given, to secure the payment of its obligations by mortgage or deed of trust on all or any of its property and franchises, both real and personal ; it may lay off its lands into lots and parcels, lease, sell or donate the same, and lend its lands or other property, money or effects to individuals or other corporations to build and construct railroads, tramways, or dummy lines as herein provided and operate the same taking for such carriage or transportation reasonable fare or toll, and using such motive powers, steam, water, or electrical as may be deemed best in such directions as may be deemed necessary or advisable in connecting separated parcels of such property together or reaching other lines of transportation or in reaching any point or points in this or other States, or in the conduct or management of the business of the Company or in the construction or operation of mills, factory, work shops, machine shops, and all other industrial branches of enterprise of all kinds whether of like nature to those above enumerated or not, or for such other purposes as the Company may deem for its interest ; to construct, own, rent and sell houses and other improvements, to build bridges, school houses, churches, and other buildings upon the lands and to improve said lands in such manner as it may deem fit ; to add to and alter and amend the rules and by laws for the regulation and government of said corporation in any and all matters desired ; and shall have also generally, all the rights, powers and privileges in law incident or appertaining to corporations. Said Corporations shall also have full power to do all acts necessary to open, construct and operate such system or systems of water works as it may deem advisable, and to extend and enlarge the same from time to time as it may deem necessary, drawing its water from such source or sources of water supply to such reservoir or pumping station as may be most convenient, and it shall be a misdemeanor punishable by fine or imprisonment, for any person in any

A. D. 1901.

A. D. 1901.

way to defile or pollute the water from any such source, water supply, canal, aqueduct or conduit used or to be used by said company, or to obstruct or in any way damage the same, or divert the water therefrom without permission, break or injure, any pipe, cock, valve, machinery or other property that may be used in connection with said water supply, or take water from any hydrant, cock or fixture connected with said water works without permission from said Corporation, or for any person having charge or control of any hydrant or water pipe connected with said water works, to allow or permit any other person to take, draw or use water from the same without permission from the said corporation, or have any person, by false key or otherwise after the water shall have been shut off from any premises by said corporation, to cause or suffer the said premises to be again supplied with water from said water cocks without permission from said corporation.

Exercise of
right of emi-
nent domain.

SEC. 4. The said Corporation shall have the right to condemn such property, rights of way, or water sources as may be necessary to enable said company, or the corporation organized by it, or with its assistance to successfully construct, erect and operate the said dams, railroads, railways, tramways, electric works, water works or telephone lines, on payment to the owner or owners thereof of just compensation, such property, rights of way or water courses to be condemned, and such compensation to be determined in the manner now provided by law for the condemnation of lands and rights of way by railroad corporations.

General pow-
ers.

SEC. 5. The said corporation shall have authority to exercise and enjoy any and all of the purposes, powers and franchises herein conferred, either individually or by assisting other persons or corporations in the exercise of such or like purposes, powers and franchises, in such manner as said Corporation may deem desirable.

Capital stock.

SEC. 6. The parties aforesaid shall have power to raise by subscription a capital for the aforesaid Corporation of five hundred thousand dollars (\$500,000.00) in twenty-five hundred shares of two hundred dollars each. The authorized Capital Stock of this Company shall be divided into two classes, to wit: Twelve hundred and fifty shares to be known as Common Stock, and twelve hundred and fifty shares to be known as Preferred Stock. The Common Stock shall be entitled to all

of the assets of the Corporation after the satisfaction of all outstanding preferred Stock. The preferred stock shall be entitled to the following preferences, to wit: A preference on liquidation up to its full face value, (but not more) and out of the net earnings to accumulate three per centum semi-annual dividend (but not more) and shall be redeemable, at the option of the Company, at any time by lot. Sixty per centum of the undivided profits remaining after the satisfaction of the dividends on unredeemed preferred stock, and a non-accumulative three per centum semi-annual dividend on the Common Stock shall be applied to the redemption at par of the preferred stock. This redemption shall be made by the Board of Directors semi-annually by lot, and the redeemed stock shall be held by said Board until all preferred stock shall have been redeemed: Whereupon the said redeemed stock shall be converted into Common Stock and issued *pro rata* to those who at this time appear upon the books of the Company to be holders of Common Stock. The remaining forty per centum of the undivided profits shall be placed to a surplus fund which shall not be available or lawful for the payments of any dividends.

A. D. 1901.

Preferred stock.

SEC. 7. Each stockholder in the said Corporation shall be jointly and severally liable to the creditors thereof in an amount equal to the par value of the share or shares held by him at the time the demand of the creditor was made.

Liability of stockholders.

SEC. 8. Each stockholder shall have one vote for each share of the capital stock of the said corporation he may own or represent at all elections, and all meetings of the Company; and the said corporation shall have authority in its by-laws to make such regulations as may be deemed proper for the representation by proxy of such stockholders as may be absent at such elections and meetings.

Elections by stockholders.

SEC. 9. The capital stock of the said corporation shall be deemed personal property; and the said corporation shall have authority in its by-laws to make all such regulations as may be deemed necessary and proper for the issuing and transfer of such stock or for collecting and enforcing, by sale or otherwise, all subscriptions made thereto.

Capital stock. Personality.

SEC. 10. That the said corporators pay into the office of the Secretary of State such fees as they would pay if the Charter had been granted by him.

Fees to be paid Secretary of State.

A. D. 1901.

Special constable to be appointed.

SEC. 11. The Governor of this State is hereby authorized and empowered to appoint some fit and proper person as Constable, who shall reside at the principal place of business of the said corporation, and who shall before entering upon the duties of his office, take the oaths prescribed in Section 865 of the General Statutes of this State. The Constable so appointed shall have jurisdiction to the limit of five miles in each and every direction from the main factory building of the said corporation, and shall have all the powers and duties prescribed in Section 872 of the General Statutes aforesaid. In any arrest made by the said Constable, he shall carry the party or parties so arrested before the nearest Trial Justice in and for the County in which such arrest is made.

SEC. 12. This Act shall be deemed a public Act, and shall go into effect from and immediately upon the date of its approval.

Approved the 21st day of February, A. D. 1901.

No. 446.

AN ACT TO VALIDATE CERTAIN BONDS OF THE CITY OF ANDERSON.

Whereas, Pursuant to an Act of the General Assembly of South Carolina approved the 11th day of February, 1897, a majority of the freeholders of the city of Anderson did petition the City Council to order an election in said City on the question of issuing bonds of said City in an amount not exceeding two thousand dollars, said bonds to bear interest at a rate not exceeding five per cent., to mature at such time as the City Council may determine, not to exceed thirty years, the proceeds thereof to be used as corporate purposes to wit: In aid of the Ohio River, Anderson and Tide Water Railroad Company, and

Whereas an election being held under authority of an ordinance of said Council on the 5th day of October, 1899, and a majority of the qualified electors of said City of Anderson, voting at said election, voted in favor of issuing said Bonds and

Whereas said Bonds were duly issued pursuant to the vote in said election and an ordinance of the said City Council and the proceeds arising from the sale of said Bonds have been duly

applied to the purpose set forth in said petition; now, therefore, A. D. 1901.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the bonds of the city of Anderson of date the 1st day of April, 1900, in the sum of two thousand dollars called "Railroad Bonds," issued in aid of the Ohio River, Anderson and Tide Water Railroad Company, be, and the same are hereby made valid and declared a debt of the said city of Anderson, to be paid and discharged as set forth in said bonds. Bonds validated.

SEC. 2. That all Acts or parts of Acts inconsistent with this Act, be, and the same are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 447.

AN ACT TO ENABLE THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY OF BARNWELL TO PAY FOR A FIRE-PROOF REPOSITORY FOR THE RECORDS OF SAID COUNTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend the County Board of Commissioners of Barnwell County, out of the funds in their hands, the sum of eight thousand dollars, to be used in the erection of and furnishing a fire-proof building, to be erected under the direction of the Committee hereinafter named and for fitting and furnishing the same—said building to be the repository of the records of the Clerk of the Court, Probate Judge and such other records as the county authorities may deem necessary to include therein. That said loan shall be for the period of four years and shall bear interest at the rate of five per cent. per annum, payable annually. There is hereby levied a special annual tax of one-half of one mill on the dollar on all taxable property in the County of Barnwell for the said period of four years, for the purpose of repaying said loan. The proceeds of said levy shall be paid each year on said loan, and interest, until it is fully repaid, and any surplus remaining from said levy shall be turned into the County treasury for ordinary County purposes. Sinking Fund Commissioners to make loan to Barnwell County.

A. D. 1901.

Note.

SEC. 2. That the Treasurer and Supervisor of said County of Barnwell are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein provided for shall stand pledged for the payment of the said note or notes.

County Commissioners to procure loans.

SEC. 3. That immediately after the approval of this Act, the County Board of Commissioners of Barnwell County shall procure said loan in the manner and on the terms provided in this Act; that the County Treasurer shall hold said fund and disburse the same on the warrants of the Committee hereinafter named.

Committee appointed.

SEC. 4. That a Committee, consisting of Daniel W. Boddiford, John T. Hogg and Perry M. Buckingham be and hereby is created and appointed, who are charged with the duty of contracting for and supervising the erection and furnishing of said building in behalf of Barnwell County and invested with full power and authority for said purpose.

Vacancies on; how filled.

SEC. 5. That any vacancies occurring upon said Committee by resignation, refusal to serve, or otherwise shall be filled by the Governor, upon the recommendation of the delegation in the General Assembly from said County.

SEC. 6. That this Act shall go into effect immediately upon its approval.

Approved the 8th day of February, A. D. 1901.

No. 448.

AN ACT TO MAKE THE SALARY OF THE MAGISTRATE AND CONSTABLE AT WILLISTON, IN BARNWELL COUNTY, THE SAME AS THAT PAID TO THE MAGISTRATE AND CONSTABLE AT BARNWELL COURT HOUSE AND BLACKVILLE, IN THE COUNTY OF BARNWELL.

Salaries Magistrates at Williston, Allendale and Red Oak and other salaries in Barnwell County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: The Magistrate at Williston, in the County of Barnwell, shall receive as his salary the sum of two hundred dollars and his constable shall receive as his salary the sum of one hundred and fifty dollars. 2. The Magistrate at Allendale, in the County of Barnwell, shall receive as his salary the sum of two hundred dollars. 3. The

Magistrate at Red Oak, in the County of Barnwell, ^{A. D. 1901.} shall receive as his salary the sum of one hundred dollars, and his Constable shall receive as his salary the sum of one hundred dollars, and that said salaries be paid as now provided by law. 4. The Commissioners to supervise the building of fireproof buildings in said County of Barnwell shall receive fifty dollars each as compensation for their services, to be paid as provided by law for other County officers. 5. The Clerk of the Board of County Commissioners for the County of Barnwell shall receive in addition to his salary as now provided by law the sum of one hundred and fifty dollars. 6. The Sheriff of the County of Barnwell shall receive as his salary in lieu of all costs and fees in criminal cases Fifteen Hundred Dollars, the same to include all compensation for services of Jailor, cooking for prisoners and all other duties now provided by law and imposed upon him.

Approved the 20th day of February, A. D. 1901.

No. 449.

AN ACT TO ABOLISH THE CHARTER OF THE PORT ROYAL FERRY COMPANY, AND TO VEST THE CONTROL OF THE SAME IN THE COUNTY BOARD OF COMMISSIONERS FOR BEAUFORT COUNTY WITH POWER TO OPERATE THE SAME.

SECTION 1 *Be it enacted* by the General Assembly of the State of South Carolina: That the charter heretofore granted to the Port Royal Ferry Company (Formerly known as "Port Royal Causeway") in the County of Beaufort, be, and the same is hereby abrogated, and the management, operation and control of said Ferry, and the causeways leading thereto is hereby vested in the County Board of Commissioners.

Charter Port
Royal Ferry
Co. repealed.

SEC. 2. That said County Board of Commissioners are hereby authorized and empowered to recharter, operate or lease said Ferry, and if operated or leased by them, to maintain the causeways, and to charge the toll now allowed by law, turning over all moneys thus received to the County Treasurer as County funds, and the expenses of keeping said Ferry and operating the same may be paid out of the ordinary County Fund of Beaufort County.

County Com-
missioners may
recharter, op-
erate or lease
the ferry.

A. D. 1901.

That all Acts and parts of Acts inconsistent with this Act be and the same are hereby repealed.

Approved the 15th day of February, A. D. 1901.

No. 450.

AN ACT TO REQUIRE ALL OFFICERS OF BERKELEY COUNTY TO REPORT AT EACH TERM OF THE COURT OF GENERAL SESSIONS TO THE GRAND JURY ALL FEES RECEIVED BY THEM UNDER AND BY AUTHORITY OF LAW, AND TO REQUIRE THE GRAND JURY TO INCORPORATE THE SAME IN EACH OF THEIR GENERAL REPORTS.

Reports of
County officers
in Berkeley.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the passage of this Act, it shall be the duty of all County Officers of Berkeley County to make at each term of Court of General Sessions for said County a report of all fees received by them to the Grand Jury of said County, and the Grand Jury is hereby required to incorporate the same in each general report made thereafter.

Approved the 21st day of February, A. D. 1901.

No. 451.

AN ACT RELATING TO DRAINAGE, PUBLIC CANALS AND DITCHES IN CHARLESTON COUNTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That from and after the passage of this Act, the County of Charleston shall have a right of way in and to all the drainage canals, public drains and ditches in said County, outside of the corporate limits of the City of Charleston, now used, or which may hereafter be acquired and used for public drainage and sanitary purposes.

SEC. 2. That the control and management of said drainage canals, public drains and ditches is hereby vested in the Sanitary and Drainage Commissioners of said County, and they are hereby empowered to regulate and control the manner of connecting therewith, upon the part of persons owning lands ad-

jacent thereto, or through which the same may run, by trunks, culverts, or other means in such territory in which the said Commission may establish a system of drainage, but said Commission shall not have authority to expend any money derived from taxation for the purchase of a right of way or other interests in lands for such canals, drains or ditches. A. D. 1901.

SEC. 3. That the Sanitary and Drainage Commissioners of said County be, and they are hereby authorized to require as may be provided by law all persons, or corporations, through whose lands drain-ditches have been dug by the owners thereof, connecting with said drainage canals, public drains or ditches, to keep the same open and in good order and in harmony with the general system of drainage in such territory in said County where such system may be established by the Commission.

SEC. 4. That the Sanitary and Drainage Commissioners of Charleston County be, and they are hereby, authorized and empowered to require as may be provided by law, all persons or corporations whose lands, in their judgment, are in an unsanitary condition, and require drainage, to dig and open drains or ditches, or lay under-drains and connect the same with the drainage canals, public drains, or ditches of said County, and to keep the same open and in good order in such territory in said County in which the Commissioners may establish a system of drainage.

SEC. 5. That any and all persons, who shall injure, obstruct or otherwise interfere with any of said drainage canals, public drains or ditches, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than one hundred dollars, or be sentenced to work at hard labor on the chain gang of said County for not more than thirty days. Violation;
misdemeanor.

SEC. 6. That none of the Sections of this Act shall be construed to deprive the corporate authorities of the city of Charleston of the right to have, hold, construct or maintain in their own right any ditches, sewers, drains or other work anywhere in the County of Charleston for the purpose of drainage in and around the said City for sanitary or other purposes.

SEC. 7. That all Acts and parts of Acts in conflict with this Act be and the same are hereby repealed.

Approved the 20th day of February, A. D. 1901.

A. D. 1901.

No. 452.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO DIVIDE THE CITY OF CHARLESTON INTO TWELVE WARDS, AND MAKING PROVISION FOR THE ELECTION OF THE MAYOR AND ALDERMEN OF SAID CITY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to divide the city of Charleston into twelve wards, and making provision for the election of the Mayor and Aldermen of said City," be, and the same is hereby, amended by adding to and at the end of Section eleven of said Act the following: *Provided, however,* that whenever such vacancy shall occur in the office of an Alderman who has been elected on a general ticket, as provided in Section 5 of this Act, and known as an Alderman at large, then and in such case the Ward Alderman shall serve for and during such unexpired term as Alderman at large, and the vacancy filled by the election of a Ward Alderman as provided in Section 4 of this Act; so that said Act when amended shall read as follows:

Boundaries
of Wards.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That the city of Charleston is hereby divided into twelve Wards, as follows; Ward number (1) one shall embrace all that portion of said City lying South of Broad Street and East of King Street; ward number (2) two shall embrace all that portion of the said City lying South of Broad Street and West of King Street; Ward number (3) three shall embrace all that portion of the said City lying North of Broad Street, South of Hasell Street, and East of King Street; Ward number (4) four shall embrace all of that portion of the said city lying North of Broad Street, South of Wentworth and West of King Street; Ward number (5) five shall embrace all that portion of the said City lying North of Hasell Street, South of Calhoun Street and East of King Street; Ward number (6) six shall embrace all that portion of the said City lying North of Wentworth Street, South of Calhoun Street, and West of King Street; Ward number (7) seven shall embrace all that portion of the said City lying North of Calhoun Street, South of Mary Street, and East of King Street; Ward number (8) eight shall embrace all that

portion of the said City lying North of Calhoun Street, South of Radcliffe and Bee Streets and West of King Street; Ward number (9) nine shall embrace all that portion of the said City lying North of Mary Street to the City Boundary, East of Nassau Street up to its intersection with Amherst Street, East of Hanover Street; Ward number (10) ten shall embrace all that portion of the said City lying North of Mary Street, West of Nassau street up to its intersection with Amherst Street, and from Amherst Street West of Hanover Street to the City Boundary, and East of King Street; Ward number (11) eleven shall embrace all that portion of the said City lying West of King Street, East of Rutledge Avenue, and North of Radcliffe Street to the City Boundary; Ward number (12) twelve shall embrace all that portion of the said City lying North of Bee Street to the City Boundary, and West of Rutledge Avenue.

A. D. 1901.

SEC. 2. Each Ward shall be represented in the City Council by two Aldermen.

Number of Aldermen.

SEC. 3. The Mayor shall be elected by the qualified voters of the said city at the times and for the term of office now prescribed by law. And the person possessing the qualifications now required by law for said office, who shall receive the highest number of votes cast at such election shall be such Mayor.

Election of Mayor.

SEC. 4. One Alderman for each Ward shall be elected by the qualified voters thereof, at the times and for the term now prescribed by law for Aldermen of said City. Each Alderman so elected must be, and during his term of office must remain a resident of the Ward for which he is elected.

One Alderman elected by each Ward.

SEC. 5. The other twelve Aldermen shall be elected on a general ticket by the qualified voters of the said City, at the times and for the term now prescribed by law for the Aldermen of the said City. Each Alderman so elected on such general ticket shall be, and during his term of office shall remain a resident of the Ward for which he is elected.

Twelve Aldermen elected at large.

SEC. 6. There shall be at least one polling precinct in each Ward.

Polling precincts.

SEC. 7. The Commissioners and Managers of election shall be appointed in the same mode and shall be invested with the same powers and duties now prescribed by law. The voters shall be registered, and the election shall be conducted in the same manner as now prescribed by law, save and except as is provided in the following sections.

Registration of voters; conduct of election.

A. D. 1901.

Number of
ballot boxes.

SEC. 8. For each election the Commissioners of Election shall provide at least three ballot boxes, in one of which shall be deposited the ballots for Mayor and Aldermen on the general ticket, in one of which shall be deposited the votes for Alderman of the Ward, in one of which shall be deposited the votes for School Commissioner, and if any question or questions be submitted to the people of said City, under an Act, Joint Resolution or Ordinance, one other box, in which the votes on such question or questions shall be deposited. The ballot boxes shall be constructed and the polling precincts be guarded as is provided in State elections.

Form of bal-
lots.

SEC. 9. The voting shall be by ballot, which ballot shall be of plain white paper, two and a half inches wide by five inches long, clear and even cut, without ornament, designation, mutilation, symbol or mark of any kind whatever; except the name or names of the person or persons voted for, and the office for which such person or persons are intended to be chosen, which name or names, and office or offices, shall be written or printed, or partly written, or partly printed thereon, in black ink across such ballot in plain Roman type, and such ballot shall be so folded as to conceal the name or names thereon, and so folded shall be deposited in a box, to be constructed in the same manner as the ballot boxes for State elections. And no ballot of any other description found in an election box shall be counted nor shall it be lawful to count any ballot upon which there shall appear the name of any officer, or the name of any person, in connection with any office other than the office for which the box in which such ballot is found is provided.

Vacancy in
office of May-
or; how filled.

SEC. 10. In case of a vacancy in the office of Mayor, caused by the death, resignation, refusal to serve, inability, or any disability of the person elected to be Mayor, the City Council shall forthwith proceed to fill such vacancy by electing one of their own number to act as Mayor for the unexpired term, but such election shall not create a vacancy in the office of Alderman in the place of the Alderman thus elected Mayor. Nothing herein contained to prevent the selection, as heretofore, of a Mayor *pro tempore* in case of the temporary absence or inability of the Mayor.

Vacancy in
office of Alder-
man; how
filled.

SEC. 11. In case of any vacancy in the office of Alderman, by reason of the death, resignation, refusal to serve, removal from the Ward, inability or any other disability of the person elected

A. D. 1901.

as Alderman therein, it shall be the duty of the Mayor within ten days after such vacancy has occurred, to order an election to fill the same; and in case the Mayor shall not, for any reason, order such election, it shall be the duty of the City Council to do so at its first meeting next after the expiration of the same ten days. The time of notice of such election, and the mode of conducting the same, shall in every respect conform to those prescribed for the general election for Mayor and Alderman of said City: *Provided, however,* that whenever such vacancy shall occur in the office of an Alderman who has been elected on a general ticket as provided in Section 5 of this Act and known as an Alderman at large, then in such case the Ward Alderman shall serve for and during such unexpired term as Alderman at large, and the vacancy filled by the election of a Ward Alderman as provided in Section 4 of this Act.

SEC. 12. So much of any Act as may be inconsistent with or repugnant to this Act is hereby repealed.

SEC. 13. This Act to go into effect on its approval.


Approved the 8th day of February, A. D. 1901.

No. 453.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO REGULATE THE ELECTION OF SCHOOL TRUSTEES IN THE SCHOOL DISTRICT OF THE TOWN OF CHERAW."

SECTION 1 *Be it enacted* by the General Assembly of the State of South Carolina: That Section I of an Act entitled "An Act to regulate the election of School Trustees in the School District of the town of Cheraw," approved December 24th, 1899, be amended, by adding to said Section 1, the following provision: *Provided,* That the Trustees may fill any vacancy or vacancies that may occur in their number, during any year;" so that said section, when so amended, shall read as follows:

SEC. 1. That from and after the passage of this Act, the Trustees of the "School District of the Town of Cheraw," County of Chesterfield, in this State, shall consist of five persons, who are and shall be qualified electors and voters in said school district on the question of a special tax therein for schools, and said five Trustees shall be elected at the next elec-
Trustees
elected biennially.

A. D. 1901.  tion to be holden for the purpose of deciding the question of a special tax for schools in said district for a term of two years by those electors who are qualified to vote at said election on the question of the special tax, and thereafter each alternate year for the term of two years; *Provided*, That the Trustees may fill any vacancy, or vacancies that may occur in their number during any year.

Approved the 15th day of February, A. D. 1901.

No. 454.

AN ACT TO PROVIDE FOR THE HOLDING OF AN ELECTION WITHIN THAT PORTION OF CHESTERFIELD COUNTY NOW EXEMPTED FROM THE PROVISIONS OF THE GENERAL STOCK LAW, TO ASCERTAIN WHETHER SAID EXEMPTION SHALL CONTINUE OR BE ABOLISHED.

Election as to stock law in Chesterfield. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That it shall be submitted to the qualified electors resident within that portion of Chesterfield County now exempted from the provisions of the General Stock Law, whether said exemption shall continue or be abolished.

Conduct of. SEC. 2. That said election shall be held on the first Tuesday of June, 1901, at the usual voting places within said exempted territory, and the polls shall be opened for the same, for the same hours as is provided by law for general elections. Any qualified elector living within the said enclosure may vote at one of the precincts in said enclosure on presentation of registration certificate showing that he is registered to vote at any precinct in said County. The managers of election shall be appointed by the County Commissioners of said County, and shall be governed by the General Election laws of this State in so far as applicable to such election. The County Commissioners shall give one month's notice of said election, together with the names of the managers, in a newspaper published in the County.

Ballots. SEC. 3. The ballots shall have either written or printed on them the words "For the exemption" or "Against the exemption," but they shall not be required to be of the size or material required by the general election laws.

SEC. 4. The Managers shall count the ballots, tabulate the vote, and send the boxes, poll list and ballots, and statements to the County Board of Commissioners' office within five days after the election, and said County Board of Commissioners, or a majority of them, shall, on the Tuesday following the election, canvass the returns and declare the result and certify the same to the County Auditor.

A. D. 1901.

Returns.

SEC. 5. If a majority of the ballots cast at said election be for the exemption, then a tax of five mills shall be levied on all the property situate within said exempted territory, and all live stock kept therein. If the majority of the ballots cast be against the exemption, the said exemption shall be repealed, to take effect the 31st December, 1901, and no tax for the maintenance of the fence around said territory shall be levied.

Tax levy.

SEC. 6. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 15th day of February, A. D. 1901.

No. 455.

AN ACT TO PROVIDE A SINKING FUND FOR CHESTERFIELD COUNTY SO AS TO PUT SAID COUNTY ON A CASH BASIS, AND SO AS TO PROVIDE FOR THE RETIREMENT OF BONDS ISSUED IN AID OF THE CHERAW AND CHESTER RAILROAD.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That there shall be levied and collected annually in and for the County of Chesterfield, in addition to all other taxes, and as a special fund 3-10-mill on all the taxable property of the said County, at the same time, in the same manner and under the same penalties as are provided for ordinary taxes; and that to the special fund thus raised there shall be added annually 25 per cent. of the pro rata of the said County from the profits of the County Dispensary, which special fund thus augmented, shall be used to put the said County of Chesterfield upon a cash basis and when the said fund shall accumulate beyond the needs of the County Board of Commissioners for current expenses and back indebtedness that then the surplus shall be reserved and invested as provided for in the next Section.

Special tax
levy in Ches-
terfield.

A. D. 1901.

Sinking Fund
Board appoint-
ed; duties;
term of office.

SEC. 2. Immediately after the approval of this Act the Governor, upon the recommendation of the delegation of Chesterfield County in the General Assembly shall appoint two discreet business men, residents of said County, for a term of two years and until their successors shall be appointed, who with the County Treasurer of said County, shall constitute a sinking fund board, whose duty it shall be to carefully invest from time to time any surplus of the said special fund over what is necessary to place the said County on a cash basis as aforesaid, which surplus, with its accumulations, shall be held as a Sinking Fund to retire the outstanding bonds heretofore issued by the said County, in aid of the Cheraw and Chester Railroad: *Provided*, That said Sinking fund, whether in cash or in securities, shall be kept in the immediate possession of the Treasurer of said County, and he shall be liable, under his official bond, for the same.

Funds to be
in charge of
County Treas-
urer.

Approved the 15th day of February, A. D. 1901.

No. 456.

AN ACT TO EXEMPT A CERTAIN PORTION OF DORCHESTER AND CLARENDON COUNTIES FROM THE GENERAL STOCK LAW DURING CERTAIN MONTHS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That from and after the approval of this Act, all that portion of Dorchester County included within the following line be and the same is hereby exempted from the operation and provisions of chapter XXXV., Article I. of Vol. I. of Revised Statute 1893, known as the General Stock Law, during the months of December, January and February to wit: All that portion of Dorchester County embraced within the following territory, to wit: Beginning at the point where the Southern Railway crosses the Four Hole Swamp, thence along said swamp to the Edisto River, thence up said river to the mouth of Indianfield Swamp to the Southern Railway, down said railway to the starting point, and also the townships of Mt. Zion, New Zion, Midway, Sandy Grove and Douglass in Clarendon County.

Exemption
from general
stock law.

Approved the 19th day of February, A. D. 1901.

No. 457.

A. D. 1901.

AN ACT TO PROVIDE FOR THE ELECTION OF TRUSTEES FOR SCHOOL DISTRICT No. 16, IN THE COUNTY OF FLORENCE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That five trustees for School District No. 16, in the County of Florence, shall be elected as provided in Section 36 of the Free School Law: *Provided*, said election shall be held on Saturday, the 1st day of June, A. D., 1901, and every two years thereafter, on the first Saturday of June. School Trustees; when elected.

SEC. 2. That said Trustees shall hold said office for two years, and until their successors are elected and qualified, and shall have all the responsibilities, and exercise all the duties provided by law.

Approved the 15th day of February, A. D. 1901.

No. 458.

AN ACT TO AMEND SECTION 10 OF AN ACT ENTITLED "AN ACT TO ESTABLISH GREENWOOD COUNTY," APPROVED 2ND MARCH, 1897, PROVIDING FOR THE PAYMENT OF THE SHERIFF'S SALARY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section 10 of an Act entitled "An Act to establish Greenwood County," approved 2nd March, A. D. 1897, be, and the same is hereby amended by adding after word "services," on line 10 of said section the words "*provided* that if the fees, exclusive of dieting prisoners, do not amount to one thousand dollars, then the County Supervisor shall issue to him a warrant on the County Treasurer for such deficiency," so that said Section 10 when so amended shall read as follows: XXII. Stats., 609, amended.

Section 10. The annual salaries and compensation of the officers of Greenwood County shall be as follows, to wit: The Auditor shall receive from the State six hundred dollars and from the County three hundred dollars; the County Supervisor shall receive seven hundred dollars; the County Superintendent of Education shall receive six hundred dollars; the Sheriff shall receive the fees allowed by law for dieting and keeping prison-

A. D. 1901.

ers, and in addition shall collect all fees allowed by law and shall retain thereof not exceeding one thousand dollars as pay for all services: *Provided*, that if the fees, exclusive of dieting prisoners, do not amount to one thousand Dollars, then the County Supervisor shall issue to him a warrant on the County Treasurer for such deficiency. The Treasurer shall collect the Commissions allowed by law and shall retain thereof not exceeding eight hundred dollars for all services; the Clerk of Court shall collect all fees allowed by law and shall retain thereof not exceeding thirteen hundred dollars for all services. All fees collected by the Sheriff, Treasurer and Clerk of Court above the amounts to be retained for services shall be turned into the county treasury and used for county purposes.

Approved the 19th day of February, A. D. 1901.

No. 459.

AN ACT TO AUTHORIZE THE COUNTY BOARD OF COMMISSIONERS OF THE COUNTY OF GREENVILLE TO ISSUE THIRTY-ONE THOUSAND DOLLARS OF COUPON BONDS OF SAID COUNTY FOR THE PURPOSE OF PAYING OFF TWENTY THOUSAND DOLLARS OF PAST FLOATING INDEBTEDNESS OF SAID COUNTY, AND TO REFUND OR PAY OFF ELEVEN THOUSAND DOLLARS OF GREENVILLE AND LAURENS RAILROAD BONDS AND ATLANTA AND CHARLOTTE AIR LINE RAILROAD BONDS NOW DUE AND TO BECOME DUE BY SAID COUNTY ON OR BY JANUARY 1ST, 1902.

Issue of
bonds author-
ized.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Board of Commissioners of the county of Greenville, be and they are hereby authorized and empowered to issue coupon bonds of said county in such denomination as they may deem best, to an amount, not exceeding, in the aggregate, the sum of thirty-one thousand dollars, and to negotiate and sell the same, for not less than their face value, and to use the proceeds thereof to pay the twenty thousand dollars of present floating indebtedness of said county and eleven thousand dollars of Greenville and Laurens Railroad Bonds and Atlanta and Charlotte Air Line Railroad bonds, past due or to become due by said county on or by January 1st, 1902.

SEC. 2. That all bonds issued under the provisions of this Act shall bear interest at a rate not exceeding four per centum per annum, payable semi-annually on the first day of January and the first day of July in each and every year from the date of said bonds until the payment thereof: *provided*, that said bonds shall mature more than twenty years from the date thereof, *and provided, further*, that the principal and interest of the bonds issued under the provisions of this Act shall be paid in any legal tender money of the United States; and said bonds shall be exempt from all State, County and Municipal taxes.

A. D. 1901.

Interest.

SEC. 3. That all bonds issued under the provisions of this Act shall be signed by the County Supervisor, County Treasurer and attested by the Clerk of said Board, and the Supervisor shall affix thereto his official seal, and shall keep a record of the number, denomination, amount and date of the issue thereof.

How signed;
record of.

SEC. 4. That any remainder of the proceeds of the sale of said Bonds after paying the indebtedness and bonds herein provided for, be turned into the general county fund to be expended as other county funds are required to be expended.

Surplus.

Approved the 19th day of February, A. D. 1901.

No. 460.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO AMEND SECTION I OF AN ACT ENTITLED 'AN ACT TO PROVIDE FOR A SALARY TO THE REGISTER OF MESNE CONVEYANCES OF GREENVILLE COUNTY, AND TO REQUIRE FEES FOR RECORDING TO BE COLLECTED AND PAID TO THE COUNTY TREASURER,' APPROVED DECEMBER 19, A. D. 1892, SO AS TO REDUCE THE SALARY OF SAID OFFICER TO ONE THOUSAND DOLLARS, AND SO AS TO ADD A SECTION TO SAID ACT TO BE KNOWN AS SECTION 3, PROVIDING A SALARY FOR THE CLERK OF COURT OF CLARENDON COUNTY, AND TO FURTHER REGULATE HIS DUTIES," APPROVED 9TH DAY OF FEBRUARY, 1900, SO FAR AS THE SAID ACT RELATES TO CLARENDON COUNTY, AND TO RESTORE FEES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That An Act Entitled "An Act to

A. D. 1901. amend Section 1 of an Act entitled 'An Act to provide for a salary to the Register of Mesne Conveyances of Greenville County, and to require fees for recording to be collected and paid to the County Treasurer,' Approved December 19th, A. D. 1892, so as to reduce the salary of said officer to One Thousand Dollars, and so as to add a Section to said Act, to be known as Section 3, providing a salary for the Clerk of Court of Clarendon County, and to further regulate his duties," Approved 9th day of February, A. D. 1900, be and the said Act is hereby repealed, in so far as the same relates to Clarendon County.

XXIII. Stats., 303, repealed.

SEC. 2. The Clerk of Court of Clarendon County shall be entitled to receive the fees and costs provided in Section 2555 of the revised statutes of 1893 for recording all matters required by law to be recorded together with all costs and charges in civil matters provided for in the said Section but not the fees in criminal matters provided for in the said Section. The said Clerk of Court shall also be entitled to charge and receive the fees now provided by law for indexing and filing agricultural liens and chattel mortgages under one hundred dollars.

Approved the 19th day of February, A. D. 1901.

No. 461.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO PROVIDE REINDEXING CERTAIN RECORDS IN THE OFFICE OF MESNE CONVEYANCE FOR GREENVILLE COUNTY, AND TO AUTHORIZE AND REQUIRE THE COUNTY COMMISSIONERS OF SAID COUNTY TO LEVY A SPECIAL TAX TO DEFRAY THE EXPENSES OF THE SAME.''"

Act of 1898, XXII. Stats., 891, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend an Act entitled 'An Act to amend an Act entitled 'An Act to provide reindexing certain records in the office of Mesne Conveyance for Greenville County, and to authorize and require the County Commissioners of said County to levy a special tax to defray the expenses of the same,'" approved on the nineteenth day of February, A. D. 1898, be amended by adding thereto a Section to be known as Section five, which shall read as follows:

Section 5. That for the purpose of defraying the expenses of said books and work, the Board of County Commissioners of Greenville County are hereby authorized and required to levy and collect for the fiscal year beginning first of January, 1901, a tax of one-twelfth of one mill upon all taxable property in said County, at the same time and in the same manner as is provided by law for the collection of State and County taxes. That the said Board of County Commissioners shall pay out the amount thus collected for such purposes, or so much thereof as may be necessary, to the Commission in said Act created, upon the same plan as in said Act provided. That any surplus thereof which may remain after the indexing of all such instruments in said Act specified, as have been recorded since the first day of April, 1897, shall be used for ordinary County purposes. A. D. 1901.

SEC. 2. That said Act shall be amended by adding thereto a Section to be known as Section 6, which shall read as follows:

Section 6. That in case any or all of the Commissioners appointed by said County shall be absent from the State, or for any other cause shall be unable to serve, one or more Commissioners, to take the place of such Commissioner or Commissioners as shall be so unable to serve, shall be appointed by the Circuit Judge presiding at the March, 1901, term of Court for Greenville County, and that such Commission as completed by such appointment, shall have all the powers and duties in said Act prescribed. That said Act shall be further amended by adding thereto a Section to be known as Section 7, which shall read as follows:

Id.

Section 7. That the Commission so appointed or constituted, as above provided, shall be required to give reasonable advertisement of the time and place at which the work above provided shall be let, and at such time and place, said Commission shall let the same to the lowest responsible and competent bidder, and require the successful bidder to give bond to the State in double the amount of his bid for the proper execution of said work, *Provided*, The said Commission shall perform the duties by this Act required without any compensation whatever.

Approved the 8th day of February, A. D. 1901.

A. D. 1901.

No 462.

AN ACT TO VALIDATE THE JURY LIST PREPARED BY THE COUNTY BOARD OF COMMISSIONERS OF GEORGETOWN, COUNTY FOR THE YEAR 1901.

Whereas the County Board of Commissioners of Georgetown County, through inadvertence failed and omitted to prepare the jury list for said County for the year Nineteen Hundred and One (1901), during the month of January, of the present year, as provided by law, but have since prepared the same as thereby in all other respects required;

Now, therefore, in order that all doubt as to the legality of said jury list may be removed,

Jury list
1901, Georgetown
validated.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the jury list prepared since the 31st day of January, A. D. 1901, by the County Board of Commissioners for Georgetown County for the year Nineteen Hundred and One (1901), be, and the same is hereby declared to be valid and lawful, notwithstanding the fact that it was made up after the time required by law, and that no objection shall lie to any juror whose name shall be drawn from said list for or by reason of the delay in preparing the same.

SEC. 2. That this Act shall go into effect immediately upon its approval.

Approved the 19th day of February, A. D. 1901.

No. 463.

AN ACT TO AUTHORIZE AND EMPOWER THE COUNTY BOARD OF COMMISSIONERS OF KERSHAW COUNTY TO SELL THE JAIL LOTS AND BUILDINGS NOW OWNED BY SAID COUNTY, AND TO PURCHASE OTHER SITE FOR THE SAME.

Commission-
ers of Kers-
shaw County
may sell jail
lot.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Board of Commissioners for the County of Kershaw be, and are hereby authorized and empowered to sell and convey, by deed, upon such terms and at such price, as in their judgment, they may deem advisable, the jail lots and buildings, now owned by said County, and situate in the City of Camden, in said County, and

also to purchase such other site for a jail for said County, within the limits of the City of Camden, as they may deem proper. A. D. 1901.

Approved the 20th day of February, A. D. 1901.

No. 464.

AN ACT APPROPRIATING TO THE COMMON SCHOOLS OF THE COUNTY OF COLLETON ONE-HALF OF THE NET PROFITS DERIVED BY THE SAID COUNTY FROM THE SALE OF SPIRITUOUS LIQUORS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That of the net profits derived by the County of Colleton from the sale of spirituous liquors, one-half thereof shall be devoted to the support of the public schools of the said County, such fund to be appropriated to the said public schools in proportion to the enrollment of pupils therein for the scholastic year preceding such apportionment. County funds
from dispensary.

SEC. 2. That all Acts inconsistent with this Act are hereby repealed.

Approved the 19th day of February, A. D. 1901.

A. D. 1901.

No. 465.

AN ACT TO VALIDATE AND CONFIRM THE ORIGINAL BONDS, AND ALL RENEWALS THEREOF, KNOWN AS RAILROAD BONDS, AMOUNTING TO SEVENTY-FIVE THOUSAND (\$75,000) DOLLARS, ISSUED BY LAURENS COUNTY, PURSUANT TO AN ELECTION HELD IN SAID COUNTY ON THE 7TH DAY OF JUNE, 1881, UNDER THE PROVISIONS OF AN ACT ENTITLED "AN ACT TO AUTHORIZE THE FORMATION OF AND TO INCORPORATE THE GREENVILLE AND LAURENS RAILROAD COMPANY," APPROVED FEBRUARY 14TH 1878, AS AMENDED BY AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO AUTHORIZE THE FORMATION OF AND TO INCORPORATE THE GREENVILLE AND LAURENS RAILROAD COMPANY,' APPROVED THE 14TH DAY OF FEBRUARY, 1878," APPROVED DECEMBER 24TH, 1880. AND TO VALIDATE AND CONFIRM THE ORIGINAL BONDS, AND ALL RENEWALS THEREOF, KNOWN AS RAILROAD BONDS, AMOUNTING TO SEVENTY-FIVE THOUSAND (\$75,000.00) DOLLARS, ISSUED BY LAURENS COUNTY, PURSUANT TO AN ELECTION HELD IN SAID COUNTY ON THE 7TH DAY OF JUNE 1881, UNDER THE PROVISIONS OF AN ACT ENTITLED "AN ACT TO CHARTER THE GREENWOOD, LAURENS AND SPARTANBURG RAILROAD COMPANY, AND TO REPEAL AN ACT ENTITLED 'AN ACT TO CHARTER THE GREENWOOD, LAURENS AND SPARTANBURG RAILROAD COMPANY,' APPROVED FEBRUARY 20TH, 1880," APPROVED DECEMBER 24TH 1880. AND AUTHORIZING THE REFUNDING OF SAID BONDS UNDER THE GENERAL LAWS.

Whereas, pursuant to an election held in Laurens County on the 7th day of June, 1881, under the provisions of the following Acts:

"An Act to authorize the formation of and to incorporate the Greenville and Laurens Railroad Company," approved February 14th, 1878, as amended by an Act entitled "An Act to amend an Act entitled 'An Act to authorize the formation of, and to incorporate the Greenville and Laurens Railroad Company,' approved the 14th day of February, 1878," approved December 24th 1880, and "An Act to charter the Greenwood, Laurens and Spartanburg Railroad Company, and to repeal an Act entitled 'An Act to charter the Greenwood, Laurens and Spartanburg Railroad Company,' approved February 20th

1880," approved December 24th 1880, Laurens County by its proper officers issued Bonds, known as Railroad Bonds, amounting to one hundred and fifty thousand (\$150,000.00) dollars; seventy-five thousand (\$75,000.00) dollars to pay its subscription to the capital stock of the Greenville and Laurens Railroad Company, and seventy-five thousand (\$75,000.00) dollars to pay its subscription to the capital stock of the Greenwood, Laurens and Spartanburg Railroad Company.

A. D. 1901.

And whereas, the County Commissioners of Laurens County did not keep and preserve a full and complete record showing that the conditions precedent to said subscriptions, and the issuing of said Bonds, had been fully complied with, and by reason of this fact the said Bonds, and renewals thereof are not as marketable as they otherwise would be.

And whereas, it is for the best interest for Laurens County to have the cloud over said Bonds removed, and the said Bonds made as marketable as they should be.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the said original Bonds, and all renewals thereof, known as railroad bonds, issued by Laurens County, pursuant to an election held in Laurens County on the 7th day of June, 1881, under the provisions of the said Acts amounting to one hundred and fifty thousand (\$150,000.00) dollars; seventy-five thousand (\$75,000.00) dollars to pay its subscription to the capital stock of the Greenville and Laurens Railroad Company and seventy-five thousand (\$75,000.00) dollars to pay its subscription to the capital stock of the Greenwood, Laurens and Spartanburg Railroad Company, be and the same are hereby ratified and confirmed and declared to be valid indebtedness of Laurens County, except one Bond thereof amounting to Five hundred (\$500.00) dollars, which has been paid by said County.

Bonds validated.

SEC. 2. That the County Board of Commissioners of said County be and they hereby are authorized and empowered to issue, from time to time, coupon bonds of said County under the General laws of this State for the purpose of refunding the whole, or any part of said Bonds hereinbefore referred to, whether now due or hereafter to become due.

Refunding.

SEC. 3. That this Act shall go into effect immediately on its approval.

Approved the 1st day of February, A. D. 1901.

A. D. 1901.

No. 466.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AUTHORIZE THE COUNTY TREASURER OF LAURENS AND SUMTER COUNTIES TO PAY CERTAIN SCHOOL CLAIMS," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900, SO AS TO HAVE THE SAID ACT APPLY TO CLARENDON, NEWBERRY AND MARION COUNTIES.

XXIII. Stat.,
540.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 1 of an Act entitled "An Act to Authorize the County Treasurer of Laurens and Sumter Counties to Pay Certain School Claims," Approved the 19th day of February, A. D. 1900, be amended by inserting the word "Clarendon" immediately after the word "Laurens," at the end of the second printed line of said Section, and by inserting the word "respectively" between the word "Counties" and the word "is," on the third printed line of the said Section, and by inserting the word "Clarendon" immediately after the word "Laurens" in the title of said Act, and by inserting the word "respectively" immediately after the word "Counties" in the said title, so that the said title and the said Act (which Act has but one Section) when so amended shall read as follows:

An Act to Authorize the County Treasurer of Laurens, Clarendon, Newberry, Marion and Sumter Counties, Respectively, to Pay Certain School Claims.

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Treasurer of Laurens, Clarendon, Newberry, Marion and Sumter Counties respectively is hereby authorized to pay all school claims, which are regular on their face and duly approved by the County Superintendent of Education of said Counties, out of any funds which are now or may hereafter come into his hands applicable to said claims, independent of the fact that said claims were drawn on said funds before the same were available: *Provided*, This shall not apply to claims hereafter approved: *Provided*, That as to claims for school charts such claims to be submitted to the Grand Jury for investigation and approval and only such of said claims as have been transferred to and are held by innocent third parties for value and approved by the Grand Jury shall be paid.

Approved the 19th day of February, A. D. 1901.

No. 467.

A. D. 1901.

AN ACT TO AUTHORIZE COUNTY BOARDS OF COMMISSIONERS OF PICKENS AND OCONEE TO RECEIVE AS A GIFT OR TO PURCHASE RAVENEL'S BRIDGE OVER SENECA RIVER.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Supervisors and Boards of County Commissioners of the Counties of Pickens and Oconee be and they are hereby authorized and empowered to receive as a gift or to purchase upon such terms and at such price as may be agreed upon by them and the owner or owners of Ravenel's bridge across Seneca river, the said bridge, and when so received or purchased, the said bridge shall be free to the public. ^{Ravenel's Bridge.}

SEC. 2. That the amount to be paid for said bridge by each of said Counties and the expense of keeping same in repair shall be agreed upon by the said Boards of Commissioners.


Approved the 15th day of February, A. D. 1901.

No. 468.

AN ACT TO AUTHORIZE THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY OF MARION TO PAY PAST INDEBTEDNESS OF SAID COUNTY AND TO AUTHORIZE THE LEVY AND COLLECTION OF A SPECIAL TAX FOR THE PAYMENT OF THE SAME.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend to the County Board of Commissioners of Marion County, out of the funds in their hands, a sum not exceeding twelve thousand (\$12,000) dollars, to be used in the payment of the past indebtedness of said county. ^{Sinking Fund Commission to make loan to Marion County.}

SEC. 2. That said loan shall be payable in three equal installments to become due respectively on the first day of January 1902, 1903 and 1904, with interest on the whole amount unpaid, from the date the same is loaned, at the rate of five per centum per annum until fully paid; and for the purpose of re-

A. D. 1901.  paying said loan, with interest thereon as aforesaid, a special tax of one mill on the dollar on all taxable property in the said County of Marion is hereby levied annually until said loan is repaid; and the said County Board of Commissioners of said County shall apply the amount so collected under said special levy to the payment of said loan, with interest as aforesaid, each year until said loan is fully paid: Any surplus arising from said special tax in any year may be used for ordinary County purposes.

SEC. 3. That the County Treasurer and the County Supervisor of said County of Marion are hereby authorized to execute a note or notes, bond or bonds, or other evidence of said loan, to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein levied shall be pledged by the County Board of Commissioners of said County to secure the payment of said note or notes, bond or bonds, or other evidence of the making of said loan, and all interest thereon as aforesaid.

SEC. 4. That this Act shall take effect immediately upon its approval.

Approved the 15th day of February, A. D. 1901.

No. 469.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN MARLBORO COUNTY, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN,'" APPROVED DECEMBER 24, 1888.

Whereas, the General Assembly by a Concurrent Resolution duly passed by the necessary *viva voce* vote, authorized the introduction of a Bill entitled as above:

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new school district in Marlboro County and to authorize the levy and collection of a Local Tax therein,'" approved De-

XX. Stats.,
199, amended.

cember 24, 1888, be amended by striking out Section two (2) of said Act and inserting in lieu thereof the following: A. D. 1901.

Section 2. That five members elected by the Marlboro Educational Society and three taxpayers residing within the limits of said school district, to be appointed by the County Board of Education of Marlboro County shall constitute a Board of Trustees for the said school district, to be selected in the manner following: Said five trustees shall be elected by said Society on the first Tuesday in June, 1901, two of whom shall serve for a term of four years, and three for a term of two years to be determined by lot, and an election shall be held on the same day in each alternate year thereafter to supply the place of the trustees whose term of office expires that year; and each of the trustees so elected after the first election herein provided for, to hold for the term of four years and until his successor is elected, and the three trustees to be appointed by the County Board of Education shall be appointed on or before the first Tuesday in June, 1901, two of whom shall serve for the term of four years, and one for the term of two years, and upon the same day of each alternate year the vacancy occurring that year shall be filled in the same manner, and each of said trustees as appointed after the first appointment as herein provided, to hold for the term of four years, and until his successor is appointed: *Provided*, That the Board of Trustees as now constituted shall continue in office until the selection of their successors under the provisions of this Act: *Provided, further*, That any vacancy occurring on said Board shall be filled by an election by the remaining members, the trustee so elected to hold office until the expiration of term of the trustee whose place he was elected to fill.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby repealed.

SEC. 3. That this Act shall take effect from its approval.

Approved the 15th day of February, A. D. 1901.

Board of
School Trustees; how con-
stituted; term.

A. D. 1901.

No. 470.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE CLEMSON COLLEGE, FOR THE PURPOSE OF POLICE REGULATION AND THE ABATEMENT OF NUISANCES," APPROVED DECEMBER 24TH, 1894, BY ADDING A PROVISIO AT THE END OF SECTION 6.

Act of 1894,
XXI. Stat.,
915, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That so much of the Act entitled "An Act to Incorporate Clemson College for the purpose of police regulations and the abatement of nuisances" approved 24 day of December, 1894, as gives the police Magistrate provided for in said Act, jurisdiction in Pickens County, be and the same is hereby, repealed; *Provided* that no dispensary shall ever be located at Calhoun.

Approved the 20th day of February, A. D. 1901.

No. 471.

AN ACT TO AUTHORIZE AND DIRECT THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY BOARD OF COMMISSIONERS OF MARLBORO COUNTY TO PAY FOR BUILDING A NEW JAIL FOR SAID COUNTY AND TO AUTHORIZE SAID BOARD TO PASS A SPECIAL TAX LEVY TO SECURE THE PAYMENT OF THE SAME.

Sinking Fund
Commissioners
authorized to
make loan.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend to the County Board of Commissioners of Marlboro County, out of the funds in their hands, the sum of not more than four thousand five hundred dollars (\$4,500.00,) to be used in paying for building a Jail for said County.

Time; rate
of interest;
special tax to
repay same.

SEC. 2. That said loan shall be for the term of two years, in two installments, payable respectively on the first day of January, of the years 1902 and 1903, and shall bear interest at a rate not exceeding five per cent. per annum, payable annually; for the purpose of repaying said loan there is hereby levied a special tax of one mill on the dollar on all taxable property in the County of Marlboro until said loan is fully repaid, and the

said County Board of Commissioners of said County shall pay the said loan out of the taxes collected, under said levy that is to say, they shall pay the full amount collected for each year for said purposes, until the whole of said amount loaned, with interest thereon as aforesaid, shall be fully paid; any surplus of said tax shall be turned into the County treasury for ordinary County purposes.

SEC. 3. That the Treasurer and Supervisor of said County of Marlboro are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein levied shall be pledged by the County Board of Commissioners for the said County of Marlboro to secure the payment of said note or notes, and all interest thereon as aforesaid.

A. D. 1901.

Notes to be issued.

SEC. 4. This Act shall go into effect immediately upon its approval.

SEC. 5. That all Acts and parts of Acts inconsistent with or supplied by this Act be, and the same are hereby, repealed.

Approved the 31st day of January, A. D. 1901.

No. 472.

AN ACT RELATING TO SERVICE OF PROCESS IN MAGISTRATE COURTS BY THE SHERIFF OF RICHLAND COUNTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the provisions of an Act entitled "An Act to regulate the service of process in Trial Justice Courts in criminal cases in Richland, Sumter and Barnwell Counties," approved 21st December, 1894, as amended by the Act approved 25th February, 1897, shall not apply to Richland County.

XXI. Stats.,
XXII. Stats.,
amended.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 8th day of February, A. D. 1901.

A. D. 1901.

No. 473.

AN ACT TO CREATE A SINKING FUND COMMISSION FOR
... RICHLAND COUNTY AND TO DEFINE ITS DUTIES.

Appointment
of Commission-
ers.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Treasurer of Richland County, together with two citizens of Richland County to be appointed by the Governor upon the recommendation of a majority of the members of the General Assembly from Richland County, shall constitute sinking fund Commissioners for Richland County under the name of "Sinking Fund Commission of Richland County," said Commission shall have the right to sue and be sued, plead and be impleaded, in any and all Courts of this State and of the United States.

Duties.

SEC. 2. That it shall be the duty of said Commission to lend and invest in interest bearing securities from time to time and on such terms and for such time as may be advisable and advantageous, and collect and re-invest the funds now on hand or hereafter accruing from the special levy made to refund the debt or debts for railroad bonds, and any other funds of a special character collected by levy for any specific purpose; said funds shall be drawn from the County Treasury on the warrant of the said Commission. That it shall be the duty of said Commission to carry out the provisions of the Act entitled "An Act to incorporate the Newberry and Laurens Railroad Company," approved December 24, 1885, and of the Acts amendatory thereof, with reference to the retirement of the bonds issued by Columbia Township in aid of said Railroad.

Reports.

SEC. 3. That it shall be the duty of said Commission annually on or before the first day of January in each and every year to make a written report of all their actings and doings, together with a statement of all receipts and disbursements in connection with the funds hereinabove referred to; *provided, however,* that the first annual report of said Commission shall contain a full and complete statement of all funds collected in Columbia Township for railroad purposes since the approval of the Act aforesaid, and a statement of the disposition and disbursement of said funds, together with a list of the railroad bonds and coupons which have heretofore been retired and a list of the railroad bonds which remain outstanding and unpaid.

SEC. 4. That the term of said appointive members shall be four years and until the appointment and qualification of their successors. A. D. 1901.
Term of office.

SEC. 5. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 474.

AN ACT TO AUTHORIZE THE TOWN OF SALUDA, IN SALUDA COUNTY, UPON THE PETITION OF A MAJORITY OF ITS FREEHOLDERS AND THE VOTE OF A MAJORITY OF ITS ELECTORS QUALIFIED TO VOTE AT SUCH ELECTION, TO SUBSCRIBE TO THE CAPITAL STOCK OF THE JOHNSTON, SALUDA, GREENWOOD AND ANDERSON RAILROAD COMPANY TWELVE THOUSAND DOLLARS IN BONDS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: Upon the petition of a majority of the freeholders of the municipal corporation, Saluda, as shown by its tax books, to the municipal authorities of said town to hold a special election for the purpose of submitting the question of subscription or no subscription to the electors qualified to vote at such an election in said town of twelve thousand dollars (\$12,000) in bonds to the Johnston, Saluda, Greenwood, and Anderson Railroad Company the said municipal authorities shall order an election, giving the time, place and purpose, and give notice in one of the County newspapers for three weeks next previous to the said election. Election authorized.

SEC. 2. There shall be one election precinct for said special election, and the municipal authorities of Saluda shall appoint three managers at such precinct, which managers, shall without compensation, hold and conduct said election, at which election the ballots shall have written or printed thereon either the word *Subscription* or the words *No Subscription*. Precinct Managers.
Form of ballot.

SEC. 3. It shall be the duty of the managers to meet in the Council Chamber in Saluda and count the votes on the day of election and certify the result in writing the next day to the Town Council of Saluda which shall declare the result within a reasonable time; and if a majority of the ballots cast have Declaration of result.

A. D. 1901. written or printed thereon *Subscription*, then the said Town Council of Saluda shall forthwith be authorized and required to subscribe twelve thousand dollars (\$12,000) in bonds to the capital stock of said Johnston, Saluda, Greenwood and Anderson Railroad Company, the interest upon which shall not exceed seven per cent. per annum, and the said bonds shall be payable in twenty annual installments after the issue thereof, and to be received by said Railroad Company at par, and to be of the denomination of one hundred dollars and five hundred dollars.

Issue of bonds.

Tax levy for payment of interest.

SEC. 4. That for the annual payment of the interest on said bonds the corporate authorities of said town of Saluda shall annually levy and collect, in the same manner as ordinary corporate taxes are collected, an amount sufficient to meet the interest on such bonds as the same becomes due.

Repayment of principal.

SEC. 5. That in addition to the levy above provided for to meet the interest on bonds of said town of Saluda, there shall be levied and collected for said town, in manner as said interest is to be levied and collected, an amount equal to one-twentieth of the par value of such bonds, which shall be annually applied towards the payment of the principal of the same, which annual payment shall be endorsed by the Treasurer of said town on the back of such bonds, and he shall also take from the holders thereof a receipt, which shall be the voucher of the Treasurer.

Approved the 20th day of February, A. D. 1901.

No. 475.

AN ACT TO INCORPORATE THE JOHNSTON, SALUDA, GREENWOOD AND ANDERSON RAILROAD COMPANY.

Resolution.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina (a Concurrent Resolution having passed both Houses by a two-thirds vote to allow the introduction of this bill for a special charter): That the formation of a corporate company is hereby authorized for the construction and operation of a railroad from Johnston, South Carolina, or some point in its vicinity, by way of Saluda, South Carolina, and Greenwood, South Carolina, to Anderson, South Carolina, by a route to be determined upon hereafter by said Company;

and that the said Company shall have all the rights, powers and privileges, and be subject to all liabilities, provisions and limitations set forth in the General Railroad Law of the State of South Carolina, in Chapter L, Article 2, in the General Statutes of the said State. A. D. 1901.

SEC. 2. That the name of the said Company shall be "The Johnston, Saluda, Greenwood and Anderson Railroad Company;" ^{Name; capital stock.} that the capital stock of said company shall be the sum of twenty-five thousand Dollars, in shares of fifty dollars each, with the privilege of increasing such capital stock in such amounts as the said company from time to time may, by a majority vote of its stockholders, determine upon in order to carry out the purpose of this Act: *Provided*, That the capital stock shall at no time exceed the sum of three hundred thousand dollars.

SEC. 3. That this charter, with its rights and privileges incident thereto, is hereby granted to Alvin Etheridge, W. S. Allen, B. F. Lewis, C. J. Terrell, J. M. Forest, T. B. Lee, T. F. Riley, J. A. Attaway, W. A. Edwards, B. W. Crouch, E. W. Abel and J. J. Kirksey, and such other persons and corporations as may be associated with them, and their successors and assigns. When the sum of five thousand dollars shall have been subscribed to the capital stock of said company, either in labor, material or current funds, or property of any kind, at its market value, the said corporators, or a majority of them, shall within a reasonable time thereafter appoint a time and place for a meeting of said stockholders, of which fifteen days' notice shall be given in such newspapers of this State as they deem necessary, at which time and place the said stockholders may proceed to the organization of said company by the election of not less than three nor more than eleven directors, as the by-laws to be adopted may determine, which said directors shall elect one of their number to be president of said company. ^{Organization.} The said board of directors, and the president so elected, shall hold their offices for one year, and until their successors be elected.

SEC. 4. That the said railroad company may have the right ^{Right of way.} to take for the right of way seventy-five feet on each side of the centre of their road-bed: *Provided*, The same be obtained by lease, or grant, or deed of gift, or other instrument of conveyance: *Provided, further*, That where the right of way cannot be obtained in either of the aforesaid ways, or in a manner sat-

A. D. 1901. isfactory to the corporators or stockholders, the same may be condemned according to existing law.

Rights, powers and privileges.

SEC. 5. That the said company shall have all the rights, powers and privileges conferred by the Acts of the General Assembly heretofore passed by that body, and not enumerated in Chapter L, Article 2, in the General Statutes of South Carolina.

Public Act.

SEC. 6. That this Act shall be held and deemed a public Act, and the rights, powers, privileges conferred by this Act shall rest and continue in said Company and its successors for and during the term of fifty years, to be computed from the time of the approval of this Act: *Provided*, That work be commenced upon said road in eight years, and that said road be completed within twelve years from the passage of this Act, and in case of failure in either of these particulars, this charter shall be null and void.

SEC. 7. That all Acts or parts of Acts inconsistent with this Act are hereby repealed.

Approved the 21st day of February, A. D. 1901.

No. 476.

AN ACT TO VALIDATE THE ELECTIONS, WHEREBY J. F. MAHAFFE, W. H. SUBER, J. E. EPTING AND J. H. BUSHARDT WERE ELECTED WARDENS AND JACKSON COUNTS ELECTED INTENDANT OF THE TOWN OF PEAK.

Whereas the several elections under which J. F. Mahaffe, W. H. Suber, J. E. Epting and J. H. Bushardt were elected Wardens and Jackson Counts Intendant of the town of Peak, in Lexington County, were irregular, it is apprehended, so to relieve all doubt as to the legality of said persons, as Wardens and Intendant of the said town of Peak now therefore,

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the elections whereby J. F. Mahaffe, W. H. Suber, J. E. Epting and J. H. Bushardt were elected wardens of the town of Peak and Jackson Counts was elected Intendant of said town, be, and the same are hereby validated and made legal, and the said J. F. Mahaffe, W. H. Suber, J. E. Epting and J. H. Bushardt are hereby constituted and made the Wardens of the town of Peak aforesaid, and

Municipal election validated.

Jackson Counts is hereby constituted and made the Intendent of said town of Peak, with all the rights and powers that they would have had if elected strictly according to law to their respective positions, and the said persons shall hold the said positions for and during the term for which they were elected, and all acts done by them as such officers are hereby validated and made legal. A. D. 1901.

Approved the 15th day of February, A. D. 1901.

No. 477.

AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN SPARTANBURG COUNTY, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN," APPROVED DECEMBER 22ND, 1883.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Section 4 of an Act entitled "An Act to provide for the Establishment of a New School District in Spartanburg County, and to Authorize the Levy and Collection of a local Tax Therein," approved December 22d, 1883, be amended so as to read as follows: School District Spartanburg Act of 1883, XVIII. Stats., 382, Sec. 4, amended.

Section 4. That when the persons answering the above description shall have assembled in public meeting, they shall have power: First, to select a Chairman and Secretary, adjourn from time to time, decide what additional tax, if any, shall be levied, and appropriate the same in such manner as they may think best for the educational interests of said school district: *Provided*, That no tax thus levied shall be repealed at any subsequent meeting within the same year. Second, They shall also have power to select a Board of six Trustees the term of office of two of whom shall be for six years dating from their election in A. D. 1894, of two of whom for four years, and of the remaining two of whom for two years from same date; subsequent elections to be every two years thereafter for the term of six years, to fill the vacancies to be caused by the expiration of the terms of two of the Board, so that four of each Board may continue in office after each election: *Provided*, That all elections of trustees heretofore held be and are hereby ratified,

A. D. 1901.

and the trustees elected be and are hereby confirmed in office for the several terms for which they were respectively elected. The said board, in addition to the duties and responsibilities now provided by law for Trustees of school districts, shall have the following powers and duties: 1 To purchase or erect suitable buildings for the use of the public schools of said school district. 2! To elect and dismiss superintendents and teachers of the City schools, prescribe their duties, terms of their office, and to fix their salaries, and to cause an examination of said teachers to be made whenever necessary; also to determine the class books and studies to be used in said schools, and to make rules and regulations for the government of said schools: *Provided* they shall not charge or collect any fee contingent or other for admission into or attendance upon the schools in said district: *Provided, further*, they may, if in their judgment it be for the best interest of said schools, provide out of the school funds of said district, under such rules and regulations as they may prescribe, at actual cost or free of cost, school books and supplies for any child or children in attendance upon said schools who may be unable or whose parent or parents, guardian or custodian may be unable to provide such books and supplies for them. 3. To determine the manner in which the tax heretofore authorized (and the Constitutional and poll tax provided by law) shall be expended in maintaining said schools; And 4. To fill all vacancies occurring in said Board of Trustees by death, resignation, removal or otherwise, during their term of office or service: *Provided, further*, That in case in any year no such meeting shall be held, or in case at any meeting no action shall be taken in regard to the levy and collection of the special tax in said school district, it shall nevertheless be the duty of the County Auditor of Spartanburg County, or of such other officer as may at any time be charged with the duty of assessment and levy of taxes in said County and school district to assess and levy a special school tax, of two mills, in addition to the Constitutional school tax, on all real and personal property, returned in said school district, and the same shall be a lien, until paid, on all property in said district; and the County Treasurer, or other proper officer, shall collect the same with the State and County taxes in the same manner and subject to the same penalties as are provided by law for the collection of State and County taxes.

Approved the 15th day of February, A. D. 1901.

No. 478.

A. D. 1901.


AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF SCHOOL DISTRICT No. 60 IN THE COUNTY OF AIKEN AND THE TOWN OF WAGENER TO ERECT A SCHOOL HOUSE ON A LOT OWNED BY SAID DISTRICT AND TO EMPOWER SAID DISTRICT TO CONVEY AN INTEREST IN SAID SCHOOL HOUSE AND LOT TO SAID TOWN, AND TO EMPLOY JOINTLY THE TEACHER FOR SAID SCHOOL, AND TO CHANGE THE NAME OF SAID DISTRICT.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Trustees of School District No. 60 in the County of Aiken are hereby Authorized and empowered to enter into an agreement with the town of Wagener to build a school house on a lot owned by said school District in said town, the cost thereof not to exceed One Thousand Dollars to be paid for in equal shares by said district and town. Building of school house authorized; cost.

SEC. 2. That upon the completion of said school house the said District is hereby authorized and empowered to convey unto said Town by deed an undivided half interest in said school house and lot, to be held and used for the purpose of holding a public school for said District. Town to own half interest.

SEC. 3. That the teacher for said school and the affairs of said school district are to be managed by a board consisting of seven trustees, three of whom are to be appointed by the County Board of Education, and the other four trustees to be elected by the Town Council of the town of Wagener, and to hold their office two years. Trustees, by whom appointed and elected.

SEC. 4. The town of Wagener is hereby authorized and empowered to turn over to the trustees of said school district, to be used for school purposes, such part of the profits received by such town from the dispensary profits as they may deem expedient. Town's share of dispensary profits may be used for school purposes.

SEC. 5. The name of said school district is hereby changed to the name of the Wagener School District.

Approved the 15th day of February, A. D. 1901.

A. D. 1901.

No. 479.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO CREATE A NEW SCHOOL DISTRICT WITHIN THE TOWNSHIP OF BLACKVILLE, IN BARNWELL COUNTY, TO BE KNOWN AS 'THE BLACKVILLE SCHOOL DISTRICT,' AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN, APPROVED 23RD DECEMBER, A.D. 1890, AND ALL ACTS AMENDATORY THEREOF.

Act of 1890,
XX. Stat.,
801, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to create a new school district within the township of Blackville in Barnwell County to be known as 'The Blackville School District,' and to authorize the levy and collection of a local tax therein, approved 23rd December, A. D. 1890, and all Acts amending the same," be and the same are hereby amended in the following particulars: That is to say, that on and after the passage of this Act, there shall be elected by the freehold taxpayers and voters of said school district five trustees to take the place of the existing Board of Trustees which election shall take place on the Tuesday after the second Monday in May, and the five persons receiving the highest number of votes shall be the trustees and constitute the Board of Trustees for said "The Blackville School District."

Organization.

Election and
term of Trustees.

SEC. 2. That immediately after the said election the said trustees shall organize as a Board by electing one of their number Chairman and another Secretary, and shall determine by lot or otherwise who of their number shall serve for the term of *one* year, who for the term of *two* years, who for the term of *three* years, who for the term of *four* years, and who for the term of *five* years, and make a record of the same and the respective terms of the members of the said Board of Trustees shall be in accordance therewith, and until their successors are elected. And there shall be annually an election in the same manner on the same day for one member of said Board of Trustees who shall hold his office for the term of five years, and until his successor is elected.

SEC. 3. That in the event of a vacancy or vacancies upon said Board of Trustees occurring by reason of death, resignation or otherwise the remaining members of said Board shall order a special election to fill the same giving ten days public

notice of the time and place of said election and the person or persons, if more than one vacancy, receiving the highest number of votes shall be declared elected and shall supply said vacancies for the term for which their predecessors were elected. A. D. 1901.

SEC. 4. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed, and the Acts herein before referred to except in so far as they are hereby amended continue in full force and effect.

Approved the 8th day of February, A. D. 1901.

No. 480.

AN ACT AUTHORIZING BRANCHVILLE SCHOOL DISTRICT, No. 18 TO ISSUE BONDS FOR THE PURPOSE OF PURCHASING AND PROCURING GROUNDS AND ERECTING BUILDINGS FOR THE PUBLIC SCHOOLS, AND TO PROVIDE FOR THE PAYMENT THEREOF.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That Branchville school district, No. 18, in Orangeburg County, is hereby authorized and required to issue coupon bonds to the amount of five thousand dollars, in such denominations as may be determined by the Trustees of said school district, for the purpose of purchasing grounds, erecting, furnishing and equipping public school buildings therein, to be located in the town of Branchville, in the said school district: *Provided*, That a majority of the qualified electors of the said school district, voting, shall be in favor of such issue, as may be expressed at an election hereafter to be held for that purpose. Bonds to be issued.

SEC. 2. That the Trustees of said school district are hereby required to order such election, and to give ten days' previous notice, such notice to be posted in three public places in the said school district, and also to be published in one or more of the newspapers published in the said county of Orangeburg, of the time and place of such election, appoint the managers, prescribe the form of ballot, receive the returns, and declare the result. Election to be ordered; notice.

SEC. 3. That the said school district is hereby declared a body corporate for the purpose of executing and issuing said

A. D. 1901. bonds and other powers herein given, in case their issue be authorized by said election. The said bonds shall be payable twenty years from the date of issue, with interest payable annually, at a rate not to exceed seven per centum per annum. The said bonds shall be signed by the Chairman of the Board of Trustees of said school district, and countersigned by its Secretary, and shall constitute a first lien on all property bought and improved from the proceeds of the sale thereof. The said bonds shall be exempt from taxation for State, County, and Municipal purposes.

School Dis-
trict.

Incorporated
rate of inter-
est.

Special tax
levy.

SEC. 4. That for the purpose of paying the interest accruing on said bonds, and the principal when due, the Auditor of Orangeburg County, or such other officer as may be charged with the levy and assessment of taxes, shall levy annually such tax on all the taxable real and personal property in said school district as will yield a sum sufficient for said purposes, and the amount so levied shall be collected by the Treasurer of Orangeburg County, as State, County and School taxes are collected, to be held and applied by him solely to the payment of the said interest or principal, if any be due, and shall be used for no other purpose whatsoever.

Sale of bonds.

SEC. 5. That the said Board of Trustees are authorized and empowered to sell and hypothecate the said bonds when issued, *Provided*, That none of said bonds shall be sold below their par value; and shall deposit all moneys arising from such sales or hypothecation in bank to the credit of said Board of Trustees, to be drawn on orders signed by the Chairman of said Board, together with the Secretary and one other member of the said Board of Trustees, and they shall use the moneys exclusively for the purposes set forth in Section 1 of this Bill, after the payment of the expenses of issuing said bonds.

SEC. 6. This Act shall take effect immediately upon its approval.

Approved the 8th day of February, A. D. 1901.

No. 481.

A. D. 1901.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO AUTHORIZE AND REQUIRE THE TRUSTEES OF SCHOOL DISTRICT NO. I. OF KERSHAW COUNTY TO PAY THE COUNTY AUDITOR OF SAID COUNTY ANNUALLY, OUT OF THE SPECIAL SCHOOL TAX COLLECTED IN SAID DISTRICT, A REASONABLE COMPENSATION FOR ASSESSING AND LEVYING SAID TAX," APPROVED DECEMBER 21ST, A. D. 1883.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to authorize and require the Trustees of School District No. 1 of Kershaw County to pay the County Auditor of said County, annually, out of the special school tax collected in said District, a reasonable compensation for assessing and levying said tax," approved December 21st, A. D. 1883, be and the same is hereby repealed. ^{18 Stats. 338,} repealed.

SEC. 2. That all Acts and parts of Acts inconsistent herewith be and the same are hereby repealed.

Approved the 8th day of February, A. D. 1901.

No. 482.

AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF THE SCHOOL DISTRICT OF THE CITY OF SPARTANBURG TO ORDER AN ELECTION AND TO ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Trustees of the School District of the City of Spartanburg be and they are hereby authorized and empowered to issue and sell Coupon Bonds of said School District payable to bearer in such denomination and to such an amount as they may deem necessary, not exceeding twenty thousand dollars, and bearing a rate of interest not exceeding five per centum per annum payable annually or semi-annually and at such times as they may deem best; *Provided*, That the question of issuing of said bonds shall first be submitted to the qualified voters of said school district at an elec-

Trustees may
issue bonds.

A. D. 1901. tion to be held after a petition has first been filed with said trustees signed by a majority of the freeholders in said school district praying that an election be held to determine whether such bonds shall be issued or not, which petition shall set forth clearly and distinctly the amount of bonds to be issued, the trustees to be the judges of the sufficiency of said petition.

Election; notice. SEC. 2. That after said petition has been so filed with said trustees, they shall appoint managers and order an election to be held on the question of whether said bonds shall be issued or not, in which election only qualified electors shall be allowed to vote and said trustees shall publish a notice, ordering such election for not less than three weeks in two or more of the newspapers published in the City of Spartanburg and said managers shall conduct, direct and declare the result of said election and make returns thereof to said Trustees.

Ballots. SEC. 3. The said Trustees shall have printed for the use of the voters in said election, an equal number of ballots which shall be placed at the different voting places, on one set of which shall be printed the words "For the issuing of bonds" and on the other set, the words "Against the issuing of bonds."

When bonds may be issued. SEC. 4. If a majority of the votes cast at said election shall be for the issuing of bonds, the said trustees may issue said bonds which shall run for a period of twenty years, the proceeds of which shall be used for the purpose of purchasing a lot or lots, erecting one or more school buildings, or purchasing or adding to or remodeling existing school buildings, for school purposes, and the said bonds and coupons of the same shall constitute a lien upon any property purchased or improved thereby. Upon the issuance of said bonds or any part of same, it shall be the duty of the County officers charged with the assessment and collection of taxes, to levy and collect annually from all property, real and personal, within the limits of said school district a sum sufficient to pay the interest on said bonds and the coupons of such bonds shall be receivable for taxes within said District.

Levy of special tax. SEC. 5. That said bonds and the coupons thereto attached shall be signed by the Chairman and countersigned by the Secretary of the Board of Trustees of said school district; *Provided*, that the signatures of said officers may be lithographed upon the coupons attached to said bonds, and such lithographed signatures shall be a sufficient signing thereof.

Approved the 15th day of February, A. D. 1901.

No. 483.

A. D. 1901.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO CREATE THE SCHOOL DISTRICT OF YORKVILLE, IN YORK COUNTY, AND TO ENABLE IT TO ORGANIZE A SYSTEM OF FREE SCHOOLS, TO LEVY A TAX IN SUPPORT OF THE SAME, AND TO PURCHASE AND HOLD PROPERTY," APPROVED DECEMBER 22ND, 1888, AND SUBSEQUENT ACTS AMENDATORY THEREOF.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section three of an Act entitled "An Act to create the school district of Yorkville, in York County, and to enable it to organize a system of free schools, to levy a tax in support of the same, and to purchase and hold property," approved December 22d, 1888, and the same section as amended by an Act approved March 2d, 1897, be stricken out, and in lieu thereof the following be inserted, to be designated as section 3, to wit:

"Section 3. That the present Board of Trustees shall continue in office until their successors are elected and have qualified, and the terms of service of its present members shall remain unchanged; that at each regular municipal election for Yorkville the qualified electors thereof shall elect two discreet persons, residents of Yorkville, to serve as members of the Board of Trustees, which Board shall consist of eight members; that in those years in which no municipal election is held in Yorkville, a special election for two members of said Board shall be held on the last Tuesday in May, under the direction and supervision of the Town Council of Yorkville, to be conducted in the same manner as if a municipal election were being held; that the terms of service of the several members of the board shall be four years, and until their respective successors are elected and have qualified. That the Board shall organize after each annual election by electing one of their number Chairman and one Secretary, and so constituted it shall be known as the Board of Trustees of the Yorkville School District. And whenever a vacancy shall occur in said Board, by death, resignation, removal, or otherwise, and the Board shall so certify to the Mayor of Yorkville, a special election, upon not less than ten days' public notice, shall be held, under the direction and supervision of the Town Council of Yorkville, for a member or members to fill the vacancy or vacancies—the

Act of 1897,
XXII. Stat.,
648, amended.

A. D. 1901. newly elected members to serve for the unexpired terms: *Provided*, That the election of members to fill vacancies may be held at the time of the annual election, if the vacancy occur within four months next before the time for annual election."

SEC. 2. That section 1 of the said Act (approved December 22d, 1888) be so amended that the territory embraced within the said school district shall be the same that is embraced within the limits of the town of Yorkville.

SEC. 3. That section seven of the said Act (approved December 22d, 1888) be stricken out, and in lieu thereof the following be inserted, to be designated as section 7, to wit:

Act of 1888,
XX. Stats.,
247, amended.

"Section 7. In the event the Board of Trustees herein provided for shall deem it necessary to erect school buildings for the use of schools therein, or to purchase property for a like purpose, it shall be lawful for them to submit to the qualified voters resident in said school district, at an election to be held for that purpose, the question of authorizing the issue of bonds in a definite amount, but not exceeding fifteen thousand dollars, the bonds to bear interest not exceeding six per cent. per annum and to be payable in twenty years; *provided*, that the election shall be held under the direction and supervision of the Town Council of Yorkville, and be conducted in the same manner as if a municipal election were being held: *provided, further*, that before such election shall be held the Board of Trustees shall file with the Town Council its certificates of its own action in that behalf, together with a petition from a majority of the freeholders in said town and school district for the holding of the election. And if a majority of those voting in said election shall vote for the issuance of the bonds, it shall be lawful for the Board of Trustees to issue the same. The proceeds of said bonds, if issued, shall only be used in purchasing suitable sites for school buildings, with buildings thereon, or for erecting school buildings on such sites, and for providing suitable furniture and apparatus for the schools. And the said Board of Trustees shall annually certify to the Auditor of York County what levy is necessary to meet the interest on the said bonds, if issued, and the Auditor shall make such levy upon the real and personal property in the said school district, and the County Treasurer shall collect the tax and pay the interest coupons on the said bonds. And the said Treasurer shall be entitled to a commission of five per cent. out of the moneys collected, for

collecting and disbursing the same. Elections under this Section shall not be held oftener than once in each year, nor shall more than three elections be held under the provisions thereof.

Approved 1st day of February, A. D. 1901.

A. D. 1901.

No. 484.

AN ACT TO INCORPORATE THE BOARD OF VISITORS OF THE THORNWELL ORPHANAGE AT CLINTON, SOUTH CAROLINA.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That an Act entitled "An Act to Amend an Act to incorporate the Board of Visitors of Thornwell Orphanage, and to authorize the Clinton Presbyterian Church to transfer certain properties to the same, ratified December 24th, 1894, be amended by striking out all after the enacting words and inserting the following in lieu thereof.

²⁰ Stat.,
192, ²¹ Stat.,
946, amended.

SECTION 1. *Be it enacted* by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly and by authority of same: That the Board of Visitors of the Thornwell Orphanage shall be created a body politic and corporate and shall be constituted as follows, viz: of seven members duly appointed by or from within the bounds of the Synod of South Carolina, five from the Synod of Georgia and three from the Synod of Florida, connected with the Presbyterian Church in the United States. This Board duly met, shall add to their number by election, twelve ministers, elders or deacons, resident in the town of Clinton, connected with the said Synods. (To these local members they may commit under the name of the local Board, the administration of affairs between the annual session of the body under such instructions and regulations as they may adopt). The Board so constituted shall be a perpetual body, having due succession of officers and members; all vacancies in their body made by death, removal or resignation, being filled as above provided. In case said Synods should fail, or refuse to fill such vacancies, the same shall be filled by remaining members of the Board. This Board so constituted may elect and appoint advisory members consisting of not more than two persons from each one of the

Board of Vis-
itors Thorn-
well Orphan-
age; how con-
stituted.

A. D. 1901. other Synods of the Presbyterian Church in the United States to serve under such regulations and with such rights and privileges as may be agreed upon.

Purpose.

SEC. 2. The said Thornwell Orphanage shall be maintained as an institution for the support and education of white children of respectable parentage, deprived of the father by death. The Board of Visitors of the Thornwell Orphanage under said name shall have a common seal, with power to change, alter and amend the same as often as the said Board may deem expedient.

Powers.

SEC. 3. That said Board shall have power to purchase, hold, secure, enjoy, possess and retain to itself, in perpetuity or for any term of years, any tenements or hereditaments or any other property of any nature whatsoever, to the sum of five hundred thousand dollars, or to sell or alien the same as the Board may see fit, and by its said name to sue and to be sued, plead and be impleaded in any Court of competent jurisdiction in this State and to make such rules and by-laws for its own government as are not repugnant to the laws of the land and for the order, good government and management thereof as may be thought necessary and expedient, *provided* that nothing herein contained shall be construed to authorize the said Board to remove the institution under its direction from the town of Clinton, in Laurens County, without the unanimous consent of the pastor, elders and deacons duly appointed from the Clinton Presbyterian Church.

To maintain schools, confer degrees, etc.

SEC. 4. The said Board is authorized hereby to maintain such school or schools of a collegiate, normal and technical character as may be found necessary, and may under the name of the Thornwell College for Orphans, the Thornwell Mission Training College and the Technical Institute confer such diplomas and degrees as are usual in Colleges.

Not to act as guardian.

SEC. 5. That the said Board is prohibited from accepting the legal guardianship of any child in the institution, either of its person or property, except that it may refuse to surrender any orphans to any but its legally appointed guardian or its surviving parent when its protection is sought by any of its orphans.

Not to mortgage property.

SEC. 6. The buildings and endowments given by the charitable public and committed to the care of the Board of Visitors of the Thornwell Orphanage, being of the nature of a trust, the said Board shall not be allowed to place any lien or mort-

gage or other indebtedness upon them, nor to hypothecate the same, nor shall the real estate or scholarship endowments of the said Orphanage be liable for any debt incurred by said Board or by any officer appointed by said Board, all authority given in Section 3, to the contrary, notwithstanding.

SEC. 7. That this Act shall be deemed a public Act and continue in force till **repealed**.

Approved the 8th day of February, A. D. 1901.

A. D. 1901.

No. 485.

AN ACT TO AMEND SECTION 1 AND 4 OF AN ACT ENTITLED "AN ACT TO INCORPORATE THE A. R. P. ORPHANAGE, AND PRESCRIBE THE DUTIES AND POWERS OF THE BOARD OF TRUSTEES THEREOF," APPROVED 1ST MARCH 1899, EMPOWERING THE BOARD OF TRUSTEES TO CHANGE THE NAME AND LOCALITY OF THE ORPHANAGE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That section 1 of an Act entitled "An Act to Incorporate the A. R. P. Orphanage, and prescribe the duties and powers of the Board of Trustees thereof," be and the same is hereby amended by inserting on line 7 of said Section between the words "names" and "may," "until changed," so that said Section, when so amended, shall read as follows: Section 1. That B. F. White, J. N. McDill, Rev. J. P. Knox and D. E. Finley, now acting as a Board of Trustees of the Orphanage at Hickory Grove, in York County, in this State, and their successors in office, be and they are hereby, created a body politic and corporate, under the name and style of the A. R. P. Orphanage, and by that name until changed may sue and be sued, plead and be impleaded in any Court of law or equity; may have a common seal and alter the same at pleasure; shall have perpetual succession; may receive, hold, use and enjoy for the purpose hereinafter expressed by gift, devise, purchase or otherwise, all manner of estate, real, personal or mixed, to an amount not exceeding five hundred thousand dollars, and the same to mortgage or alienate, sell, transfer, lease and convey, by order of the Board of Trustees, and do all other acts and things that may be hereafter expressed in this charter, not

Act of 1899.
Sec. 1, XXIII.
Statutes, 212,
amended

A. D. 1901. repugnant to the Constitution and laws of this State or of the United States.

Act of 1899.
Sec. 4, XXIII.
Stat., 213.
amended as to
powers of Syn-
nod.

SEC. 2. That Section 4 of said Act be amended by inserting on line 5 of said Section, between the words "trustees" and "and" the following words "and may change the name and remove said Orphanage to such locality as it may select" so that said section, when so amended shall read as follows: Section 4. That said Associate Reform Presbyterian Synod of the South may whenever they assume control as herein provided, elect a Board of Trustees to succeed the Board of Trustees above named, may change the name and remove said Orphanage to such locality as they may select and may prescribe the number and tenure of office of such Trustees, and may prescribe such rules and regulations for the government of said Orphanage as it may deem advisable: *Provided*, The same be not inconsistent with the laws of this State or of the United States; and any action of said Synod herein authorized, before the final passage of this Act, is hereby ratified and confirmed.

Approved the 23d day of February, A. D. 1901.

No. 486.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO GRANT CERTAIN POWERS TO THE BISHOP AND STANDING COMMITTEE OF THE PROTESTANT EPISCOPAL CHURCH FOR THE DIOCESE OF SOUTH CAROLINA," APPROVED FEBRUARY 20TH, 1880, AND TO SUBSTITUTE IN THEIR PLACE ANOTHER BOARD OF TRUSTEES.

Whereas in and by an Act entitled "An Act to grant certain powers to the Bishop and Standing Committee of the Diocese of South Carolina," approved February 20th, 1880, the Bishop and members of the Standing Committee for the time being of the Protestant Episcopal Church for the Diocese of South Carolina and their successors in office and were appointed Trustees for the purpose of holding in trust any property heretofore given or acquired for objects connected with said Church in said Diocese, other than that held by other corporations, and also for all property belonging to any of the corporations or churches or dormant parishes formerly connected with said

Church but which may have ceased to have active operations, and also of any property then or thereafter belonging to other Churches or corporations which might desire to surrender or convey the same to the said Trustees or whose charter of incorporation might have expired, A. D. 1901.

And whereas, the said Bishop and members of the Standing Committee of the Diocese of the said Church at the request of the Council or Convention thereof have memorialized the General Assembly to be relieved of the trust aforesaid and to substitute other Trustees in their place and stead.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Bishop and members of the Standing Committee of the said Diocese of the said church constituting under the Act aforesaid Trustees as aforesaid shall upon the election and organization of the Board of Trustees hereafter provided be relieved of and from the said trusts, and upon their accounting for the properties in their hands and transferring and turning over the same to the Trustees hereinafter provided, be discharged and exonerated therefrom. Standing committee relieved.

SEC. 2. That a Board of Trustees is hereby incorporated to be known as "The Trustees of the Protestant Episcopal Church in South Carolina," which Board shall be constituted of not more than nine, nor less than five members to be elected at the annual Council in and for the said church in the said Diocese in accordance with such canon or canons as by such Trustees may from time to time be adopted. Board of trustees.

SEC. 3. That the Trustees hereby provided for and incorporated, and their successors in office are hereby constituted such Trustees for the purpose of holding any and all property heretofore given to or acquired by the Bishop and members of the Standing Committee as Trustees under the Act aforesaid of which this Act is amendatory, which may be transferred and turned over to them by said Trustees under this Act; and also for the purpose of receiving and holding any property heretofore or now held by any other corporation which may desire to surrender the same and shall voluntarily do so, and for the purpose also of receiving and holding any other property which may be given to them by will, donation, surrender or otherwise: *Provided, however*, and it is expressly declared to be the intention of this Act that the said Trustees shall receive and hold any and all property which may come into their hands under Powers.

A. D. 1901. this Act upon the terms, conditions and trusts, and for the exclusive purpose of the gift, donation, contribution, or testamentary devise upon which each such piece of property was originally given, contributed, bequeathed or devised.

Body politic. SEC. 4. That the said Trustees constituted under this Act are hereby incorporated as a body politic by the name aforesaid with all the powers of a corporate body, and may from time to time make such rules and by-laws for their government and for the management of the property under their charge as shall be approved by a majority of said Trustees.

Report. SEC. 5. The Trustees hereinbefore provided for and incorporated shall report annually to the Council or Convention of the Episcopal Church in the Diocese of South Carolina a full and accurate statement of the funds and properties in their hands, and of their investments thereof, also of their actings and doings as such Trustees.

Approved the 20th day of February, A. D. 1901.

No. 487.

AN ACT TO PROVIDE FOR THE COMPLETION OF THE WINTHROP NORMAL AND INDUSTRIAL COLLEGE OF SOUTH CAROLINA, AND TO FURNISH IT AND TO APPROPRIATE MONEY FOR THE SAME.

Appropriation to complete new building for Winthrop College. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That to complete the new building now being erected for Winthrop College, the sum of twelve thousand nine hundred and forty dollars, or so much thereof as may be necessary, be and the same is hereby appropriated: *Provided*, that the trustees shall first advertise for bids for completing the building and furnishing the same or for different parts thereof as fixed by them and secure responsible parties who will do such work at a sum not exceeding the amount herein appropriated for the completion of the building and furnishing the same and the Trustees may let the contract for completing the building and furnishing the same as an entire contract or they may let the several parts thereof to different responsible bidders, as they may deem best.

Contract; how let.

SEC. 2. That to furnish the new building and to enlarge and further equip the different departments of the College to care for the increase of students provided for in the new building, the sum of eight thousand dollars, or so much thereof as may be necessary, be and the same is hereby appropriated. A. D. 1901.
Further ap-
propriation for
the College.

SEC. 3. That this Act take effect and be in full force from and after its passage; and all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 15th day of February, A. D. 1901.

No. 488.

AN ACT TO PROVIDE FOR THE ERECTION AND FURNISHING OF A STEWARD'S HALL AT THE SOUTH CAROLINA COLLEGE.

SECTION 1. *Be it enacted by the General Assembly of the State of South Carolina:*

That to erect and complete a fit building for a Steward's Hall, or boarding house, for the students of the South Carolina College, to be under the control and management of the authorities of the said College, the sum of eight thousand eight hundred and sixty-two (\$8862) dollars shall be appropriated. Appropriation
for Steward's
Hall building.

SEC. 2. That to furnish and fit this Steward's Hall with suitable and necessary appliances for its purpose, the sum of two thousand one hundred and thirty-seven dollars and ninety cents (\$2,137.90) shall be appropriated. Furniture.

SEC. 3. That this Act shall take effect and be of full force from and after its passage; and all Acts and parts of Acts inconsistent with this Act are hereby repealed: *Provided* That the completion and furnishing of said Hall be guaranteed with the expenditure of said amount.

Approved the 20th day of February, A. D. 1901.

A. D. 1901.

No. 489.

AN ACT TO PROVIDE FOR LIGHTING THE STATE HOUSE AND OTHER PUBLIC BUILDINGS.

Appropriation. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the sum of thirty thousand Dollars, if so much be necessary, be and the same is hereby appropriated for purchase and erection of an electric lighting plant for the purpose of lighting the State House, Governor's Mansion, Penitentiary, State Hospital for the Insane, and the Library, Y. M. C. A. room gymnasium, two Literary Society Halls, the Law School Room and Science Hall at the South Carolina College and also for the purpose of rewiring said buildings where necessary.

Commission to be appointed. SEC. 2. That a commission to consist of two members of the Senate, to be appointed by the President of the Senate and three members of the House to be appointed by the Speaker shall be charged with carrying the provisions of this Act into effect, and the members of said commission shall receive the same mileage and per diem as members of the General Assembly: *Provided*, however, that it shall be left to discretion of the said commission whether or not the said plant shall be erected.

Temporary powers of. SEC. 3. That said Commission shall have power to contract for the lighting of said buildings by gas or electricity or both, from the first day of March, 1901, until the first of March, 1902, or until such time as said new plant shall be available for said purpose.

Further powers. SEC. 4. That said commission shall have the power to cancel the contract made on the 26th day of May, A. D. 1892, with the Superintendent of the Penitentiary or the Directors thereof for the lease of the canal water power by the Columbia Electric Street Railway, Light and Power Company, upon such terms as they may deem best for the State, and in the event such contract is cancelled, said commission is authorized to utilize said water power in connection with the erection and installing the said lighting plant.

Approved the 21st day of February, A. D. 1901.

No. 490.

A. D. 1901.

AN ACT TO SET APART FOR CONFEDERATE SOUVENIRS AND RELICS A ROOM ON SENATE SIDE OF THIRD FLOOR, IN THE STATE CAPITOL AND TO GIVE THE DAUGHTERS OF THE CONFEDERACY CONTROL OF SAME.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That a room on Senate side of third floor on the right at the top of stairway of the State Capitol be and is hereby set apart for Confederate Souvenirs and Relics, and the Daughters of the Confederacy are hereby authorized to control said room, and use the same for said purpose.

Approved the 21st day of February, A. D. 1901.

No. 491.

AN ACT TO PROVIDE FOR A BUILDING AND A STATE EXHIBIT AT THE SOUTH CAROLINA INTERSTATE AND WEST INDIAN EXPOSITION, AND TO MAKE AN APPROPRIATION FOR THE SAME.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the sum of fifty thousand dollars, if so much be necessary, be, and the same is hereby, appropriated for the purpose of paying the cost of providing materials and constructing in the city of Charleston, in this State, on the grounds selected for the Exposition proposed to be held in 1901-1902 by the South Carolina Interstate and West Indian Exposition Company, a building designed by Bradford L. Gilbert, the architect of said Exposition Company, as the Agricultural Building; and for the further purpose of making at the said Exposition a suitable and creditable exhibit of the past and present resources of this State, under the direction of the Commission hereinbelow created; and also for the purpose of paying the expenses incident to the selection, purchase, preparation, transportation, installation, care and return of said exhibits, *Provided*, that said Commission shall expend as much of said sum as they may deem necessary to obtain from the several Counties of this State full and complete exhibits of their nat-

A. D. 1901. ural resources, such as stone, minerals, ores, woods, coal, soils, water-power and agricultural products.

When to be paid.

SEC. 2. That the said amount hereinabove appropriated shall be paid on the application of the Chairman of the Commission hereinbelow created, on the warrant of the Comptroller General, which warrant shall not be drawn by the Comptroller General until it is made to appear to him that the subscriptions to the capital stock of the said Exposition Company amount to Two Hundred Thousand Dollars by responsible subscribers, payable in cash, and that not less than fifty per cent. thereof has been paid in and that the City Council of the city of Charleston has appropriated the sum of Fifty Thousand Dollars for the erection of a building and otherwise promoting the said Exposition.

Commission constituted.

SEC. 3. That for the purpose of carrying into effect the provision of this Act, a Commission consisting of five members, of whom his Excellency the Governor shall be one, and a Director of the above named Exposition Company shall be one, is hereby created, which Commission shall serve without compensation. That the members of the said Commission shall be appointed by His Excellency the Governor, and he shall be Chairman of the said Commission. That the construction of the said building and other work hereinabove provided for, shall be performed subject to the approval of the said Commission.

SEC. 4. That at the close of the said Exposition the said property shall remain the property of the State and be turned over to the Sinking Fund Commission to be disposed of for the State at their discretion.

Property to belong to Sinking Fund Commission.

SEC. 5. The Commission hereinabove created shall receive and hold for the use of the State all exhibits of a permanent character that may become the property of the State by purchase, donation or otherwise and shall make a report as to such exhibits to the General Assembly at its first meeting after the close of the Exposition.

Approved the 8th day of February, A. D. 1901.

No. 492.A. D. 1901.
**AN ACT TO VALIDATE THE DRAWING OF ALL JURORS DRAWN FOR THE YEAR 1901.**

Whereas there is some doubt as to the meaning and construction of the Jury laws passed at the last Session of the Legislature, now, therefore :

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina : That the drawing of all jurors for the year 1901, drawn under an Act entitled "An Act to amend Sections 2236, 2237 of the General Statutes, relating to the drawing and term of service of jurors in the Circuit Courts of this State, and to validate the jury lists already prepared," approved the 19th day of February, 1900; and under an Act entitled "An Act to further amend Chapter XCIV., Article I., of the Revised Statutes of South Carolina, Volume I., 1893, relating to Jury Commissioners, as now amended by law," Approved the 19th day of February, A. D. 1900, be, and the same is hereby validated and declared valid notwithstanding any irregularity in the preparation of the Jury lists or in the drawing of the jurors.

Jurors for
1901 validated.

Approved the 8th day of February, A. D. 1901.

No. 493.**AN ACT TO RELINQUISH THE STATE'S INTEREST IN A CERTAIN TRACT OF LAND DEVISED TO THE STATE OF SOUTH CAROLINA, AFTER THE DEATH OF LIFE TENANTS, UNDER THE LAST WILL AND TESTAMENT OF ELIZABETH DURHAM, OF ANDERSON COUNTY, SOUTH CAROLINA.**

Whereas, Elizabeth Durham late of Anderson County, deceased, departed this life testate on or about the day of, A. D. 1884, leaving in force her last Will and Testament, whereby she devised and bequeathed her tract of Land, situated in Anderson County, containing seventy-three (73) acres, more or less, to her sisters, Mahala Durham, Sallie Durham, and her brother, Anderson Durham, for life, and after the death of the last one surviving, then to the State of South Carolina.

Will of Eliz.
Durham.

A. D. 1901.

Whereas, The said Mahala, Sallie and Anderson Durham are now at an advanced age, and unable to care for and protect themselves, and it appearing that the income of the property is totally insufficient to support them; and

Whereas, They having petitioned to this body to relinquish the interest of the State of South Carolina in said property to H. F. Celey to such end that he may care for and support them during the remainder of their lives, and at the death of the last one surviving, he then have an absolute title to said property.

Condition.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That upon the said H. F. Celey executing and delivering to the Judge of Probate of Anderson County, his bond in the Penal sum of \$2,000 with good and sufficient surety, to be approved by the said Judge of Probate, conditioned for him and his heirs and his legal representative to care for and support the said Mahala Durham, Sallie and Anderson Durham, during their lives and pay their decent funeral expenses, upon their respective deaths, and to erect around the graves of the said Elizabeth Durham, her father, mother and Evaline, Mahala, Sallie and Anderson Durham, a stone wall and tombstones, as directed in said Will; he then to have an absolute title to said property, "*Provided*, That the said H. F. Celey shall pay, or cause to be paid, to the State Treasurer the sum of ten dollars."

Certificate.

SEC. 2. That upon the said H. F. Celey giving said bond and upon the payment of the said ten dollars as provided in Section 1, then the Judge of Probate for said County is authorized on behalf of the State of South Carolina to execute and deliver to the said H. F. Celey a certificate showing that he has complied with the terms of this Act, and such certificate shall be conclusive evidence that said land is rested in fee simple in said H. F. Celey: *Provided*, that any failure to make good the conditions of said bond shall be sufficient to divest the title hereby granted.

Approved the 20th day of February, A. D. 1901.

No. 494.

A. D. 1901.

AN ACT TO AUTHORIZE AND REQUIRE A RE-RETURN AND RE-ASSESSMENT OF REAL AND PERSONAL ESTATE IN THE TOWN OF MULLINS FOR 1901.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the taxpayers of the town of Mullins in Marion County be, and they are hereby, authorized, and required to make a return of all their real and personal taxable property within the corporate limits of the said town of Mullins, to the County Auditor on or before the 20th day of February, 1901, who shall submit the said returns to the Board of Assessors of said town. ^{Re-assessment of property in Mullins.}

SEC. 2. That for the purpose of assessing, equalizing and valuing the real and personal property within the corporate limits of the Town of Mullins, the Governor, on the recommendation of a majority of the delegation of Marion County in the General Assembly shall appoint three discreet resident freeholders of said town to serve for two years and until their successors be appointed who shall take an oath or affirmation to fairly and impartially assess, value and equalize the taxable property submitted to them in said town and shall make a complete alphabetical list of the taxpayers of the Town of Mullins, giving thereon the value assessed by them of each piece of property real and personal in said town and shall return as hereinafter provided, same to the Auditor of Marion County. ^{Board of Assessors.}

SEC. 3. That the Town Clerk or such person as may be appointed by Council to take charge of the original returns for the Board of Assessors, shall act as Secretary for the Board of Assessors and shall receive such compensation therefor as may be fixed by the town council from the town treasury. The secretary of the Board of Assessors shall immediately, upon completion of their work and not later than 1st April 1901 turn over to the Auditor of Marion County, the original returns and the action of the Assessors thereon, as to real and personal property and the Auditor aforesaid shall accept and enter upon his County duplicate the real property of the town of Mullins as thus assessed and reported in lieu of former assessments: *Provided*, That the Board of Assessors shall not reduce the total value of the taxable real estate below the present aggregate value thereof, and, *provided further*, that nothing herein con-

A. D. 1901.

tained shall be so construed as to prevent the board of Equalization for personal property in Marion County from exercising jurisdiction as now provided by law in their annual meetings.

SEC. 4. That the town of Mullins shall be for the purposes of taxation a separate tax district and there shall be appointed every two years by the Governor upon the recommendation of a majority of the delegation from the County to the General Assembly three Assessors as are now provided by law for township Assessors.

SEC. 5. That all Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Approved the 20th day of February, A. D. 1901.

No. 495.

AN ACT TO SELL CERTAIN PROPERTY TO SARAH PENNINGTON AND JANE D. WILSON.

Whereas, A Barton Pennington, late of Greenville County recently died intestate, leaving certain property, real and personal, but no heirs at law; and *Whereas*, his natural mother Sarah Pennington and his widowed natural sister, Jane D. Wilson resided with him during his lifetime as his mother and sister, and were dependent upon him in great part if not altogether for a support; and *Whereas*, the said Sarah Pennington and Jane D. Wilson would be left without an adequate support, if they had to surrender said property: *Therefore*

Release of
title to es-
cheated lands.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the State of South Carolina hereby renounces, relinquishes and releases all her right, title, interest and estate, whatever the same may be, of, in and to any and all property, real and personal, which the said A. Barton Pennington may have owned at the time of his death, unto the said Sarah Pennington and Jane D. Wilson and their heirs and assigns forever: *Provided*, That the said Sarah Pennington and Jane D. Wilson shall within ninety days from and after the approval of this Act pay into the treasury of the State the sum of two hundred and fifty dollars. And either the Treasurer's receipt therefor, or the entry thereof on the Treasurer's books, shall be sufficient evidence of the right, title, interest

and estate of the said Sarah Pennington and Jane D. Wilson ^{A. D. 1901.}
hereunder of and to the said property.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act, be and the same are hereby repealed.

Approved the 23rd day of February, A. D. 1901.

No. 496.

AN ACT TO PROVIDE FOR THE ERECTION OF A JAIL FOR OCONEE COUNTY, AND FOR THE REPAIR AND REMODELING OF THE COUNTY COURT HOUSE FOR OCONEE COUNTY AND TO PROVIDE THE MEANS THEREFOR BY ALLOWING THE COMMISSIONERS OF SINKING FUND TO LEND THE AMOUNT NECESSARY THEREFOR.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend the County Board of Commissioners of Oconee County, out of the fund in their hands, the sum of Twelve Thousand Dollars, said sum to be used in the erection of a County Jail for said County and for the repair and remodelling of the County Court House for said County. That said loan shall be for the period of ten years, and shall bear interest at the rate of 5 per cent. per annum, payable annually. There is hereby levied a special annual tax of three-fourths of one mill on the dollar on all taxable property in the County of Oconee for the said period of ten years, for the purpose of repaying said loan. The proceeds of said levy shall be paid each year on said loan and interest until it is fully repaid, and any surplus remaining from said levy shall be turned into the County Treasury for ordinary County purposes.

Sinking Fund
authorized to
make loan.

SEC. 2. That the Treasurer and Supervisor of said County of Oconee are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein provided for shall stand pledged for the payment of the said note or notes.

Notes.

SEC. 3. That immediately after the approval of this Act, the County Board of Commissioners of the County of Oconee may procure said loan in the manner and on the terms provided in

County Com-
missioners.

A. D. 1901. this Act; that the County Treasurer shall hold said fund and disburse the same on the warrants of the Committee hereinafter named.

Committee. SEC. 4. That a Committee consisting of A. P. Crisp, W. J. Stribling and J. W. Holleman be, and hereby is created and appointed, who are charged with the duty of contracting for, and supervising the erection of said Jail and repair and remodelling of said Court House, in behalf of Oconee County and invested with full power and authority for said purpose.

SEC. 5. That any vacancies occurring upon said committee by resignation, refusal to serve, or otherwise shall be filled by the Governor upon the recommendation of the delegation in the General Assembly from said County.

SEC. 6. That this Act shall go into effect immediately upon its approval.

Approved the 19th day of February, A. D. 1901.

No. 497.

AN ACT TO AUTHORIZE AND EMPOWER TWIN CITY POWER COMPANY, A CORPORATION OF THE STATE OF SOUTH CAROLINA TO CONSTRUCT A DAM OR DAMS ACROSS THE SAVANNAH RIVER TO THE GEORGIA STATE LINE, IN SAID RIVER, NEAR THE MOUTH OF DORTON'S CREEK AND SOUTHERN END OF PRICE'S ISLAND, AND TO CONFER THE RIGHT OF EMINENT DOMAIN ON SAID COMPANY.

Whereas Twin City Power Company has been duly organized under the laws of the State of South Carolina for the purpose of developing electrical power by means of the construction of a dam or dams across the Savannah River and for the erection and operation of certain industries in the charter of said Company mentioned and set forth and it is necessary to have the power and authority to construct a dam or dams across said River at or near the mouth of Dorton's Creek and southern end of Price's Island in the Savannah River for the collection of sufficient water to operate such machinery for manufacturing and other purposes;

And whereas, by the construction of said dam or dams it will raise the water in said river so as to affect and overflow lands adjacent to said River; A. D. 1901.

And whereas by the construction of said dam or dams the navigation of said River may be increased and the public interest promoted by the construction thereof for the purpose and for the sake of such improvement in the navigability of said River and for the public purposes to be fulfilled and encouraged by the construction of said dam or dams and for the purpose of removing any doubt which may arise as to the power and authority of the Secretary of State in granting the charter to the said Twin City Power Company for the erection of said dam or dams to be built across the said River: Now,

Section 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the right, power and privilege to construct and maintain a dam or dams across the Savannah River, as hereinbefore mentioned, to Twin City Power Company, its successors or assigns, shall be and is hereby fully authorized, ratified and confirmed; and that the said Twin City Power Company shall have all rights, powers and privileges conferred for the purpose of the acquisition and condemnation of land which may be overflowed by the erection or construction of said dam or dams as are conferred by Sections 1743-1755, inclusive, of the Revised Statutes of South Carolina, 1893, upon railway, canal and turnpike companies in the State and all of the Acts amendatory thereof; it being the intention of this Act for the sake of the public purposes intended to be carried out by said company to confer upon it all the rights, privileges and authorities conferred by the laws of this State upon railway, canal and turnpike companies in the acquisition and condemnation of property for rights of way or other interests in lands. Twin City Power Co. to construct dams; exercise of right of eminent domain.

Approved the 20th day of February, A. D. 1901.

A. D. 1901.

No. 498.

AN ACT TO EMPOWER AND AUTHORIZE THE COUNTY BOARD OF COMMISSIONERS OF CHEROKEE COUNTY TO BUILD A BRIDGE ACROSS BROAD RIVER AND BORROW MONEY THEREFOR FROM THE COMMISSIONERS OF THE SINKING FUND.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Board of Commissioners of Cherokee County be, and they are hereby, authorized, if in their discretion they deem that it is for the best interest of said County, to borrow a sum of money from the Sinking Fund of the State of South Carolina, not to exceed ten thousand dollars, at a rate of interest not to exceed five per centum per annum, for the purpose of building a bridge across Broad River, in said County, at such point on said river as they may deem most practicable, and a special tax of one-half mill on the dollar may be levied on all taxable property in the County of Cherokee, provided the Board of Commissioners so decide to build said bridge, for the said period of seven years, for the purpose of repaying said loan. That the proceeds of said levy of one-half mill shall be paid each year on said loan until the seventh year, in which year the balance remaining due on said loan shall be paid from said special levy, if any remain it shall be turned into the County Treasury for ordinary County purposes, and if a sufficient sum has not been realized by said special levy at the expiration of said seven years the deficiency shall be paid by the County Board of Commissioners out of the ordinary County funds.

SEC. 2. That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend to the County Board of Commissioners of Cherokee County out of the funds in their hands, the sum of ten thousand dollars, to be used for building said bridge, said sum to be secured by the special levy as herein provided for in Section one.

Approved the 20th day of February, A. D. 1901.

No. 499.

A. D. 1901.


A JOINT RESOLUTION AUTHORIZING AND REQUIRING THE
SUPERINTENDENT OF EDUCATION OF ANDERSON COUNTY
TO APPROVE AND THE COUNTY TREASURER TO PAY CERTAIN
TEACHERS' PAY CERTIFICATES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Superintendent of Education of Anderson County be, and is hereby authorized and required to approve and the Treasurer of Anderson County is hereby authorized and required to pay Miss Eva T. Holcombe four teacher's pay certificates, one for the sum of five and 90-100 dollars, one for the sum of twelve and 30-100 dollars, one for fourteen dollars and one for eleven and 60-100 dollars out of the school funds of School District No. 3 of Garvin township in said county; also five teacher's pay certificates, one for six and 60-100 dollars, one for twelve and 70-100 dollars, one for eleven dollars, one for five and 82-100 dollars, and one for ten and 58-100 dollars, out of the school funds of School District No. 4 of Brushy Creek township. The said certificates being for services as teacher in said districts during the year 1898.

Certain claims
to be paid.

SEC. 2. That the Superintendent of Education of Anderson County be and is hereby authorized and required to approve and the Treasurer of said County is hereby authorized and required to pay Miss Rosa McClellon four teacher's pay certificates, each for the sum of twenty-five dollars, out of school funds of school district No. 15, this being the amount due her for teaching in said school district, from January 10th 1899, to April 28th 1899, as appears from the four certificates issued her by the trustees of said school district, on the 16th day of June 1899.

SEC. 3. That the Superintendent of Education of Anderson County be and is authorized and required to approve and the Treasurer of said County to pay to Miss M. B. Kay two teacher's pay certificates, one for the sum of twenty-three dollars and seventy cents, and one for fifteen dollars and eighty cents, out of the school funds of school district No. 2—these being the certificates issued to her by the trustees of said school district on the 31st day of October 1900.

A. D. 1901.

SEC. 4. That the Superintendent of Education of Anderson County be and he is hereby authorized and required to approve and the Treasurer of said County to pay Miss Maude Griffin three teacher's pay certificates each for the sum of twenty-five dollars, out of the school funds of school district No. 31, these being the certificates issued her by the trustees of said school district on December 25th 1899.

Approved the 8th day of February, A. D. 1901.

No. 500.

A JOINT RESOLUTION TO EXTEND THE TIME FOR THE PAYMENT OF TAXES FOR THE YEAR 1900.

Time for
payment of
taxes extend-
ed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the time for the payment of taxes for the year 1900 without the penalty be and the same is hereby extended to the 1st day of March, A. D. 1901.

Approved the 31st day of January, A. D. 1901.

No. 501.

A JOINT RESOLUTION TO REQUIRE THE COUNTY TREASURERS TO REFUND PENALTIES ON TAXES PAID AFTER 31ST OF DECEMBER, 1900.

Penalties paid
on taxes to be
refunded.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the several County Treasurers be, and they are hereby authorized and required to refund all penalties imposed for the non-payment of taxes levied during the year 1900, to all persons who have paid such penalties since the 31st day of December, A. D. 1900.

Approved the 1st day of February, A. D. 1901.

No. 502.

A. D. 1901.

A JOINT RESOLUTION TO PROVIDE FOR THE INSURANCE
OF THE BUILDINGS AND OTHER PROPERTY OF THE SOUTH
CAROLINA COLLEGE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Comptroller General be and is hereby authorized and required to forthwith cause to be insured the buildings and other property of the South Carolina College, for the period of sixty days, and to draw his warrant on the State Treasurer for the Insurance premium therefor, which warrant the State Treasurer shall pay, out of any funds in his hands not otherwise appropriated.

Approved the 31st day of January, A. D. 1901.

No. 503.

A JOINT RESOLUTION AUTHORIZING THE BOARD OF DI-
RECTORS OF THE PENITENTIARY TO FURNISH BOOK CASES
FOR BOOKS USED AT THE PENITENTIARY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Board of Directors of the State Penitentiary be and they are hereby authorized to have constructed and furnished to the Columbia Public Library Association, five plainly constructed book cases for holding such books and literature as may be circulated by the said Library Association among the inmates of the penitentiary, to cost not more than ten dollars per case, which book cases are to be delivered to said Columbia Public Library Association, free of all cost to it.

Approved the 20th day of February, A. D. 1901.

A. D. 1901.

No. 504.

A JOINT RESOLUTION TO PROVIDE FOR THE KEEPING AND PRESERVATION OF THE FLAG AND RECORDS OF THE PALMETTO REGIMENT AND ALSO OF THE "JACKSON VASE."

Flag to be
kept in State
Library.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Flag carried by the Palmetto Regiment in the war with Mexico, which has been turned over to the State by the Palmetto Regiment Survivors' Association, and which has been placed in the State Library by direction of the Governor, be received by the State, and that the same be cared for and preserved as so precious a relic of a glorious past deserves.

Jackson vase.

SEC. 2. That the "Jackson Vase," which has been in like manner turned over to the State for safe keeping until it is claimed by the last survivor of that gallant band of South Carolina soldiers, to whom it will ultimately belong, be likewise preserved, and that the Superintendent of the Penitentiary is hereby instructed to provide a suitable case in which to keep the same.

Records.

SEC. 3. That the records of the said regiment at the same time delivered to the Governor and transmitted to the General Assembly be preserved in the archives of the State where they may be easily accessible for future reference.

SEC. 4. That the Secretary of State is hereby charged with the carrying into effect of these resolutions.

Approved the 8th day of February, A. D. 1901.

No. 505.

A JOINT RESOLUTION TO PROVIDE FOR THE PAYMENT FOR EXTRA SERVICES BY J. F. BREEDEN AND J. T. COVINGTON, AS COUNTY COMMISSIONERS FOR MARLBORO COUNTY, DURING THE CONSTRUCTION OF A NEW JAIL IN THE YEAR 1900.

Claim of J.
F. Breeden and
J. T. Covington
paid.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Board of Commissioners of Marlboro County be, and are hereby authorized and required to allow and to order paid to J. F. Breeden and J. T.

Covington, each compensation at the rates allowed by law for fifteen days' extra services each, as County Commissioners of Marlboro County, rendered by them, respectively, during the construction of a new jail, in the year A. D. 1900. A. D. 1901.

Approved the 20th day of February, A. D. 1901.

No. 506.

A JOINT RESOLUTION TO PAY A. B. DEAN \$40.72 EXPENSES INCURRED IN EXTRADITING FROM TENNESSEE TO THIS STATE ARTHUR SIMS, AN ESCAPED FUGITIVE FROM JUSTICE FROM THIS STATE.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Comptroller General be, and is hereby authorized and required to issue his warrant on the State Treasurer, in favor of A. B. Dean, for the sum of forty and 72-100 dollars (\$40.72), expenses incurred in extraditing from the State of Tennessee to this State Arthur Sims, an escaped fugitive from justice from this State, and the State Treasurer be and is hereby authorized and required to pay said warrant. Claim A. B. Dean to be paid.

Approved the 20th day of February, A. D. 1901.

No. 507.

A JOINT RESOLUTION PROVIDING FOR THE PAYMENT TO H. A. D. NEELY, TREASURER OF YORK COUNTY, \$75.00 BY THE STATE AND \$125.00 BY SAID COUNTY COMMISSIONERS DUE FOR TAXES COLLECTED IN 1897.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Comptroller General be and is hereby required to draw his warrant for \$75.00 in favor of H. A. D. Neely, and the State Treasurer pay the same, and the County Supervisor of York County is required hereby to draw his warrant in favor of the said H. A. D. Neely for \$125.00, the same to be paid out of the ordinary County funds of said Claim of H. A. D. Neely to be paid.

A. D. 1901. County; the said sums being due the said H. A. D. Neely, as Treasurer of York County by way of commissions on the collection of State and County Taxes for the year 1897.

Approved the 19th day of February, A. D. 1901.

No. 508.

A JOINT RESOLUTION AUTHORIZING THE ATTORNEY GENERAL TO MARK SATISFIED A CERTAIN JUDGMENT AGAINST E. M. KENNERLY, P. W. SANDIFER, S. G. MAYFIELD, C. B. FREE AND J. W. LANCASTER.

Whereas, the State of South Carolina did bring an action in the Court of Common Pleas against E. M. Kennerly, P. W. Sandifer, S. G. Mayfield, C. B. Free and J. W. Lancaster, as sureties on certain of the official bonds of A. F. Free, as Treasurer of Barnwell County, and said suit was prosecuted to judgment with the consent of said sureties on the State proving that said A. F. Free was short in his accounts with the State of South Carolina for which said bonds were given in the sum of Eight Thousand One Hundred and Forty and 64-100 dollars, and,

Whereas, said sum of Eight Thousand One Hundred and Forty and 64-100 Dollars it is alleged, has been duly paid by said sureties together with the costs and interest thereon; now, therefore,

Attorney General to satisfy judgment.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Comptroller General be and hereby is, authorized to satisfy of record said judgment against said sureties whenever he (the Attorney General) shall be certain and satisfied that any and all vouchers of the above mentioned official bonds of A. F. Free as Treasurer of Barnwell County as aforesaid and any and all claims thereunder have been fully paid and discharged: *Provided, however*, That any and all such claimants shall have been first called in by due and proper legal notice and according to the usual practice and proceedings in such cases; and, thereupon, that said sureties be forever exonerated from any liability on said official bonds.

Proviso.

Approved the 19th day of February, A. D. 1901.

No. 509.

A. D. 1901.


A JOINT RESOLUTION TO DECLARE THE CORRECT READING OF SECTION 7 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ASSESSMENT FOR TAXATION OF RAILROAD PROPERTY WHICH HAS BEEN OFF THE TAX BOOKS FOR THE YEARS IN WHICH THEY HAVE BEEN OFF THE BOOKS, AND TO FIX THE TIME WHEN SUCH TAXES SHALL BECOME DUE, AND FOR THE COLLECTION THEREOF" APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1900.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Code Commissioner and the public printer shall correct a typographical error which occurs in Section 7 of an Act entitled "An Act to provide for the assessment for taxation of railroad property which has been off the tax books for the years in which they have been off the books, and to fix the time when such taxes shall become due, and for the collection thereof," Approved 19th day of February, A. D. 1900, by inserting the word "hereafter" between the word "be" and the word "adjudged" on the second printed line of the said Section and by striking out the word "hereafter" after the word "which" and before the word "may" on the third printed line of the said Section, so that the said Section shall read, in the Code Commissioner's report, and in the printed Act, as it does in the said Act as passed and approved, as follows:

Typographical error in
XXIII. Stats.,
355, corrected.

SECTION 7. The provisions of this Act shall not apply to any railroad property which may be hereafter adjudged by the Courts to be exempt by law from the taxes which may be assessed against it under this Act.

Approved the 15th day of February, A. D. 1901.

A. D. 1901.

No. 510.

A JOINT RESOLUTION TO AUTHORIZE THE STATE LIBRARIAN TO FURNISH THE CHIEF JUSTICE AND THE ASSOCIATE JUSTICES, AND THE CIRCUIT JUDGES OF THIS STATE, EACH, WITH A COPY OF THE REPORT OF THE CODE COMMISSIONER, MADE IN PURSUANCE OF SECTION 5, OF ARTICLE VI., OF THE CONSTITUTION OF THIS STATE.

Distribution
Code Commission-
er's report.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the State Librarian, be and is hereby authorized to furnish each, the Chief Justice and the Associate Justices and the Circuit Judges of this State, with a copy of the Report of the Code Commissioner, made in pursuance of Section 5, of Article VI., of the Constitution of this State.

Approved the 15th day of February, A. D. 1901.

No. 511.

A JOINT RESOLUTION AUTHORIZING THE SALE OF THE LANDS PURCHASED BY BERKELEY COUNTY FOR POOR FARM

Sale of poor
house and
farm lands in
Berkeley.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Board of Commissioners of Berkeley County be and they are hereby authorized after advertisement as required in judicial sales and at the usual place and time of such sales to sell to the highest bidder on such terms as to them shall seem best, all that tract of land purchased by said County for the establishment of a Poor House and Farm in said County and to turn the proceeds into the County Treasury to be used for ordinary County purposes and to make and execute a deed or deeds to the purchaser or purchasers thereof in compliance with the term of such sale.

SEC. 2. That the said County Board of Commissioners are further authorized and required to have built on the lot upon which the Court House is situated two separate houses, one for the white people and the other for the colored, where the destitute sick of both races can receive medical treatment and attention and to use such lumber and other building material as is now owned by the said County in constructing the said buildings.

SEC. 3. That for establishing and maintaining the said houses in accordance with the provisions of this Joint Resolution the said County Board of Commissioners are authorized to draw from time to time from the general County fund such sum or sums of money as may be absolutely necessary therefor.

A. D. 1901.

Approved the 15th day of February, A. D. 1901.

No. 512.

A JOINT RESOLUTION PROVIDING FOR THE PROMPT PAYMENT OF THE INTEREST COUPONS ON THE BONDS OF CHESTERFIELD COUNTY.

Whereas, By the extension of time for payment of taxes the county of Chesterfield has not yet realized from the levy made to pay coupons on her bonded indebtedness, and some of them are past due:

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina: That the Board of County Commissioners do apply the profits of the dispensary which have accrued and are now in the treasury or may hereafter accrue, as fast as they come in to the payment of said coupons in addition to the amount realized from the special levy made for the same.

Interest on
bonds Chester-
field County.

SEC. 2. That after paying all of said coupons, any balance which may remain either from the special levy or Dispensary fund shall be converted with the General County fund and used for ordinary County purposes.

Approved the 1st day of February, A. D. 1901.

No. 513.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE STATE TREASURER TO PAY TO THE COUNTY TREASURER OF DORCHESTER COUNTY \$255, FOR COMMISSIONS PAID FOR THE STATE, BY SAID COUNTY.

Whereas, by inadvertence or mistake, the County of Dorchester paid the Commissions on the State Taxes collected in said County for the year 1899, aggregating \$255; now, therefore,

A. D. 1901.

Claim of
County Treas-
urer of Dor-
chester paid.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That the State Treasurer be, and is hereby, authorized and required to pay, on the warrant of the Comptroller General, to the County Treasurer of Dorchester County, for said County, the sum of two hundred and fifty-five dollars, commissions due said County, for commissions paid for the State, and the receipt of the said County Treasurer shall be a sufficient voucher for the State Treasurer, for the payment of said money.

Approved the 20th day of February, A. D. 1901.

No. 514.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE COMPTROLLER GENERAL TO ISSUE HIS WARRANT FOR (\$107.75) ONE HUNDRED AND SEVEN DOLLARS AND SEVENTY-FIVE CENTS IN FAVOR OF THE BRYAN PRINTING COMPANY AND TO REQUIRE THE STATE TREASURER TO PAY THE SAME.

Claim of
Bryan Print-
ing Co. to be
paid.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina, That the Comptroller General be and he is hereby authorized and required to draw his warrant for (\$107.75) one hundred and seven and 75-100 dollars in favor of the Bryan Printing Company to pay for the printing of election tickets, and that the State Treasurer be and he is hereby authorized and required to pay said warrant.

Approved the 21st day of February, A. D. 1901.

No. 515.

A JOINT RESOLUTION AUTHORIZING AND REQUIRING THE COUNTY BOARD OF COMMISSIONERS OF CLARENDON COUNTY TO HAVE THOROUGHLY INVESTIGATED THE PRESENT CONDITION OF, AND THE WORKINGS OF THE PUBLIC OFFICES OF CLARENDON COUNTY FOR THE LAST PAST TEN YEARS.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina: That the County Board of Commis-

sioners of Clarendon County be, and they are hereby, au- A. D. 1901.
 thorized and required to have thoroughly investigated the pres- County of
 ent condition of and the workings of the public offices of Clar- offices to be in-
 endon County for the last past ten years. That they shall also vestigated.
 recommend what fees or salaries should be paid to or received
 by the various officers of said County for their services as such
 officers.

SEC. 2. That the said County Board of Commissioners be Production
 and they are hereby empowered, in order to facilitate said in- of records
 vestigation, to send for all persons, books, records and papers,
 and to fine and punish for contempt all persons who refuse to Punishment
 comply with or disobey their orders authorized under this reso- for contempt.
 lution.

SEC. 3. That said Board shall be and they are hereby au- Assistant.
 thorized to employ some suitable person to aid them in such in-
 vestigation, at a salary not exceeding five dollars per day for
 such time as in their judgment his services may be needful.

SEC. 4. That said Board shall make and file with the Clerk Report.
 of the Court of said County a full and complete report of their
 doings and findings, as soon as practicable, and the said Clerk
 shall furnish the Circuit Solicitor a certified copy thereof.

SEC. 5. That the expenses incurred in said investigation Expenses.
 shall be paid out of the General County fund upon the warrant
 of the Supervisor, approved by the County Board of Commis-
 sioners.

Approved the 20th day of February, A. D. 1901.

No. 516.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE
 APPLICATION OF THE BALANCE ON HAND FOR PAST IN-
 DEBTEDNESS, IN UNION COUNTY, TO ORDINARY COUNTY
 PURPOSES.

SECTION 1. *Be it enacted* by the General Assembly of the Application
 State of South Carolina: That the County Board of Commis- of funds to or-
 sioners of Union County be and are hereby authorized and re- ordinary County
 quired to apply any balance of funds on hand from the special purposes.
 levy and collection for past indebtedness, to ordinary County

A. D. 1901. purposes, and the County Treasurer of said County shall pay such balance out pursuant to the orders of the said Board.

Approved the 8th day of February, A. D. 1901.

No. 517.

A JOINT RESOLUTION TO REQUIRE THE TREASURER OF
EDGEFIELD COUNTY TO REFUND TO MRS. VIRGINIA C. AD-
DISON CERTAIN OVERPAID TAXES.

Claim of
Mrs. Addison
paid.

SECTION I. *Be it enacted* by the General Assembly of the State of South Carolina : That the Treasurer of Edgefield County be, and he is hereby authorized and required, to refund to Mrs. Virginia C. Addison forty dollars and twenty-two cents, for taxes overpaid by her for the years 1893 to 1898, inclusive, and take her receipt therefor, which shall be his proper voucher in settlement with the Comptroller General and State Treasurer.

Approved the 31st day of January, A. D. 1901.





CHARTERS AND AMENDMENTS,

ISSUED BY HON. M. R. COOPER, SECRETARY OF STATE,

For the Fiscal Year 1900.

Municipal Corporations.

Charters Granted.

Pursuant to "An Act to Provide for the Corporation of Towns of Less than One Thousand Inhabitants," approved March 2, 1896, I have issued certificates of incorporation to the mayors and intendents of the following towns:

DANVILLE—Chartered June 6, 1900.

Corporate Limits: The circumference of a circle, with a radius of one mile, and its center at a point where the Walterboro and Western Railroad crosses the Columbia public road.

Intendant: Isham Crosby.

Wardens: J. M. Crosby, W. E. Smith, W. J. Anderson, Robert Black.

Inhabitants when chartered: 237.

Petitioners for Incorporation: Henry Barnil Crosby, Rasmus Duncan Carter, Daniel Moses Crosby, Henry Jacob Williams, Frank Ackerman, William Madison Carter, John Crosby, Benjamin Stewart, Isaac Crosby, James Martin Crosby.

Commissioners of Election appointed: Henry Barnil Crosby, James Martin Crosby, Robert Black.

Date of Commission: February 8, 1900.

Managers of Election: H. J. Williams, W. E. Smith, John Crosby.

BETHUNE.—Chartered June 11, 1900.

Corporate Limits: Beginning at a point where the railroad track crosses what is now known as Main street of the village of Bethune, and running in all directions a distance of fifty chains (Gunter.)

Intendant: K. T. Estridge.

Wardens: B. L. Norwood, J. A. McCaskill, R. B. Wilson, J. K. Folsom.

Inhabitants when chartered: 225.

Petitioners for Incorporation: Kirby T. Estridge, Lewis W. West, David B. Kelly, Joseph K. Folsom, William T. Norwood,

Benjamin Lucas Norwood, John Andrew Caskell, John E. Cope-land, John A. McLaurin, Neil A. Bethune.

Commissioners of Election appointed: John A. McLaurin, Neil A. Bethune, Kirby T. Estridge.

Date of Commission: May 17, 1900.

Managers of Election: J. A. McCaskill, J. K. Folsom, L. W. West.

COWPENS—Chartered July 30, 1900.

Corporate Limits: Three-fourths of a mile in every direction, from the center of Cowpens Street and Third Avenue, in the town of Cowpens, County of Spartanburg, and State aforesaid.

Intendant: B. E. Wilkins.

Wardens: E. O. Webster, M. A. Moseley, S. D. Moore, W. R. Tanner.

Inhabitants when chartered: 873.

Petitioners for Incorporation: William McKinney Webster, Ball Edgar Wilkins, Elbert Oscar Webster, Simeon Danus Moore, William Alford Moore, Martin Arthur Moseley, Jerome Taylor Robinson, Richard Marion Cash, David Smith Lipscomb, Randolph Ridgely Brown.

Commissioners of Election appointed: Ball Edgar Wilkins, Elbert Oscar Webster, Simeon Davis Moore.

Date of Commission: April 6, 1900.

Managers of Election appointed: R. M. Cash, J. A. Tanner, D. E. Vassey.

CARTERSVILLE—Chartered November 1st, 1900.

Corporate Limits: The central point to be at Railroad crossing, in front of Chas. T. Haynie's store, and town limits the circumference of a circle with a radius of one-half mile.

Intendant: W. J. Kilpatrick.

Wardens: Charles T. Haynie, G. G. Palmer, A. V. West, John R. Horn.

Inhabitants when chartered: 325.

Petitioners for Incorporation: G. G. Palmer, Will L. Haynie, Simon R. Hill, Amos K. Lockhart, Augustus B. Haynie, John Robert Horn, Charles Haynie, Mitchell Dunn, Alfred Jordan, J. M. Hill.

Commissioners of Election appointed: G. G. Palmer, Charles T. Haynie, A. M. Hill, J. R. Horn.

Date of Commission: 24th October, 1900.

Managers of Election appointed: John R. Horn, John W. Owens, S. T. Barnes, J. E. Spears.

RIDGELAND—Chartered November 13, 1900.

Corporate Limits: The circumference of a circle with its center at the point where Main street crosses the Charleston and Savannah Railway, in the town of Ridgeland, and having a radius of one mile.

Intendant: Gaston Morgan Buckner.

Wardens: Henry Howell Porter, William David Hudson, William Butler Ryan, Windham Joseph Long.

Inhabitants when chartered: 271.

Petitioners for Incorporation: Henry Howell Porter, William Orran Buckner, William David Hudson, Jacob Seaborn Berg, William Albert Preacher, John Gunter, Alfred Augustus Rowell, Lewis Raines Varn, Jacob Berg, Gaston Morgan Buckner.

Commissioners of Election appointed: John Caldwell Wilson, Charles Edward Perry, Adam Quitman Wilson.

Date of Commission: October 20, 1900.

Managers of Election appointed: Jacob Seaborn Berg, Robert A. Killian, Albert P. Davidson.

Amendments of Municipal Charters.

During the fiscal year, the following declarations of amendments to municipal charters have been filed with the Secretary of State:

CHERAW—January 1, 1900.

State of South Carolina.—County of Chesterfield.

To the Honorable M. R. Cooper, Secretary of State.

We, T. L. Liles, Mayor of the town of Cheraw, S. C., and L. D. Harrall, Clerk of Council, do certify that the following is a true and correct copy of the declaration made and published by the Town Council of the Town of Cheraw, S. C., on the 27th day of December, 1899, of the adoption of the amendment therein set out, to the charter of said town, to wit:

Whereas, a petition of the majority of the freeholders of the town of Cheraw, S. C., has been submitted to the Town Council of said town praying that an election be ordered to ascertain whether an amendment to the charter of said town shall be made to extend the limits of the said town as follows, to wit:

“Beginning at a point where Third street intersects North street,

'extend Third street eleven hundred and eighty feet (1,180) to a stake 34, thence by a line westward and parallel with North street to Jarrod or Wilson Branch, thence following the course of said branch in a southerly direction to the point where it crosses the present line of the town near Jersey street, thence following the present boundary on the east side of Jersey street to Market street, thence extending the east line of Jersey street in a straight line across and to the southern limit of the right of way of the Chesterfield and Kershaw Railroad, thence following and including said road and right of way in an easterly direction to a point where the eastern line of Green street intersects the same, thence along the east line of Green street in a southeasterly direction across the Chesterfield and Kershaw Railroad, and on across the Cheraw and Salisbury Railroad to a point on the southeast side of, and including the right of way of the said Cheraw and Salisbury Railroad, thence following the said right of way across and including the Cheraw and Darlington Railroad and its right of way, thence following the southeast side of the right of way of the said Cheraw and Darlington Railroad in an easterly direction as far as it extends to a point near the colored Baptist church, and thence in a straight line to a cotton wood tree 340 on the Pee Dee River, the same being the present southeast corner of the town, so as to include the territory within the said lines within the corporate limits of the said town:"

And Whereas, under and by virtue of an ordinance of the Town Council of said town ratified on the 11th day of December, 1899, an election was held on the 26th day of December, 1899, after ten days' notice, on said question, as provided by Act of the Legislature of the State of South Carolina, approved March 2, 1899, (23 Statutes at large, page 70), and a majority of the voters at said election, as shown by the return of the managers of said election, having voted in favor of said amendment, and the result having been properly declared, showing that said amendment had received a majority of the votes cast at said election.

Now, therefore, it is resolved and declared by the said Town Council, in session assembled, that said amendment herein set forth has been adopted and is now a part of the charter of the said town of Cheraw.

Ratified in Council this, the 27th day of December, 1899.

L. D. HARRALL,
Clerk.

T. S. LILES,
Mayor.

MULLINS.—Filed January 18, 1900.

The State of South Carolina.—County of Marion.—Town of Mullins.

To the Honorable, the Secretary of State, and to whom it may concern:

Notice is hereby given that in accordance with an Act of the General Assembly of the State of South Carolina, entitled "An Act to Define in What Manner Towns and Cities in South Carolina may Increase or Diminish Their Corporate Limits," approved the 28th day of February, A. D. 1896, the town of Mullins in said County and State, after due advertisement and election ordered by its Council, which election was held on Thursday, 28th day of December, A. D. 1899, did on the said 28th day of December, A. D. 1899, increase and extend the corporate limits of said town of Mullins, so as to make the new boundaries as follows: Beginning in the center of the track of the main line of the Atlantic Coast Line Railroad and in the center of the Main street of said town and running thence three-fourths of a mile along the mean direction of Main street of said town, on course N. $11\frac{1}{2}$ degrees W. and two-thirds of a mile in the opposite direction—S. $11\frac{1}{2}$ degrees E.—and running two-thirds of a mile each way at right angles from all points on this line, thus forming an oblong square, the northern and southern lines of which shall each be one and a third miles, and the eastern and western lines each one and five-twelfths miles in length, as will more readily appear by the following diagram.

(Plat inserted here.)

By order of the Town Council of the Town of Mullins, at Mullins, S. C., this 29th day of December, A. D. 1899.

L. E. ROGERS,

Clerk and Treasurer.

J. M. BETHEA,
Intendant.

BELTON.—January 25, 1900.

State of South Carolina.—County of Anderson.

The undersigned, J. T. Rice, Intendent, and W. K. Stringer, J. T. Cox, A. R. Campbell, and D. A. Geer, Wardens of the town of Belton, S. C., constituting the Town Council of said town, do hereby certify that prior to the 1st day of January, A. D. 1900, a petition was submitted to the said Town Council by a majority of the freeholders of said town praying that an election might be ordered to

ascertain whether certain amendments ought to be made or not, a copy of which petition is hereto attached and marked Exhibit "A" and made a part of this certificate: That thereupon on the 2d day of January, A. D. 1900, the said Town Council ordered that an election be held on the 16th day of January, 1900, after due public notice, and that notice of such election was given by advertising same in the Anderson Intelligencer, a weekly newspaper published in the County in which said town is located, for more than ten days prior to said election, to wit: on the 3d day of January, 1900, a copy of which advertisement clipped from said newspaper is hereto attached and marked Exhibit "B" and made a part of this certificate. That pursuant to such notice and resolution the election was held according to law on the date and at the time specified and at such election a majority of the votes cast were ascertained and declared to be in favor of all the proposed amendments, the total number of votes cast being thirty, of which twenty-nine votes were in favor of the proposed amendments and one vote against the same.

The undersigned therefore constituting the Town Council of said town of Belton, S. C., published the result of said election and declared the proposed amendments to be a part of the charter of incorporation of said town, and we do therefore certify and declare that the part of said charter as amended, being Section 11 of "An Act to Renew and Amend the Charter of the Town of Belton," approved December 24, 1899, reads as follows, to wit:

Section 11. The said town be governed by an Intendant and four Wardens, one Warden for each ward, who shall be qualified electors therein and who shall be elected on the second Monday in January, A. D. 1890, and on the same day in each year thereafter. They shall be known and styled, "The Town Council of Belton," and by this name may sue and be sued, may plead and be impleaded, in any Court of this State. They shall hold their offices until their successors shall have been elected and qualified. All persons voting at such election shall be qualified electors under the laws of this State and shall have resided within the said State and County and Town for the terms prescribed by law and shall be duly registered. No person shall be allowed to vote for Intendant or any Warden at such election who shall not have met all the requirements of law in regard to residence and registration and who shall not produce the tax receipts as required by law now of force. Said town shall be divided into four wards, which shall be numbered and bounded as follows:

Ward No. 1. Begins at a point at the center of the Southern Rail-

way, where the Southern Railway intersects the town limits on the north and runs thence in an easterly and southeasterly direction along the boundary of said town to the middle of the Cooly's Bridge road. Thence west along the middle of said Cooly's Bridge road to the center of the Columbia and Greenville Railroad; thence up the middle of said railroad north to the beginning corner.

Ward No. 2. Begins at the middle of the Cooly's Bridge road, where it intersects with the town limits, runs thence south and southwest along the town boundary line to the middle of the Southern Railway, thence up the middle of said Railway to the corner of Ward No. 1, thence along the line of Ward No. 1 in the middle of the Cooly's Bridge road to the beginning corner.

Ward No. 3. Begins at the middle of the Southern Railway at its intersection of the town limits on the south, runs thence along the said town limits to the middle of the Anderson Branch of the Southern Railway at its intersection with the town boundary line, thence along the middle of the said Anderson branch of the Southern Railway in a southeasterly direction till the middle of the main line of the Southern Railway is reached; thence down center of the Southern Railway to the beginning corner.

Ward No. 4. Begins at a point in the center of the Anderson branch of the Southern Railway, where it intersects with the town limits, runs thence along the center of the Southern Railway to where the line reaches the center of the main line of the Southern Railway; thence up the center of the said Railway to the town limits; thence in a westerly and southwesterly direction along the town boundary line to the beginning point.

January 23, 1900.

J. T. RICE,
Intendant.

D. A. Geer,
J. T. Cox,
W. K. Stringer,
A. R. Campbell,
Wardens.

Attest:

A. R. Campbell, Clerk of the Council.

YORKVILLE.—Filed February 3, 1900.
Council Chamber of Town Council of the Town of Yorkville, South Carolina.

Yorkville, S. C., January 29, 1900.

Whereas on the 10th day of January, A. D. 1900, a petition signed by a majority of the freeholders of the town of Yorkville, as shown by the tax books of said town, was submitted to the Town Council of said town praying that an election be ordered to ascertain whether or not Section 8 of the present charter (XIX. Statutes, 580) should be amended by striking out the word "two" on second line of same and inserting in lieu thereof the word "three," so that said Section of said charter if amended, would read as follows:

"Section 8. The Town Council shall have power and authority to impose an annual tax, not to exceed three mills on the dollar for ordinary town purposes," etc.; and

Whereas an election was ordered in said town of Yorkville after more than ten days' public advertisement, on the 24th day of January, A. D. 1900, and at said election those favoring the proposed amendment voted "yes" and those opposed voted "no," and, the said election having resulted as follows, to wit: Total number of votes cast, 58; number of electors voting "yes" in favor of the amendment, 55; number voting "no" against the amendment, 3; and the election having resulted in favor of the proposed amendment by a majority of 52 votes;

Now, therefore, we, the Intendant and Wardens, the Town Council of the town of Yorkville, South Carolina, do hereby give public notice of, and do declare that Section 8 of the present charter has been amended as above recited by striking out the word "two" on the second line thereof and inserting in lieu thereof the word "three."

Witness a copy of this declaration has also been filed in office of the Secretary of State of South Carolina. Done in Council assembled in regular session this twenty-ninth day of January, A. D. 1900.

W. R. CARROLL,
Intendant Town of Yorkville, S. C.
G. H. O'Leary,
Warden Town of Yorkville, S. C.
S. A. McElwee,
Warden Town of Yorkville, S. C.
John W. Hoper,
Warden Town of Yorkville, S. C.

Geo. W. Williams,

Warden Town of Yorkville, S. C.

Constituting the Town Council of the Town of Yorkville, S. C.

Attest:

P. W. Love,

Clerk of Council.

MULLINS.—Filed July 17, 1900.

State of South Carolina.—County of Marion.—Town of Mullins.

Whereas an election was held in the town of Mullins, on July 12, 1900, after due public notice for more than ten days, as required by law, by order of the Town Council, to ascertain whether or not certain proposed amendments to the charter of said town ought to be made; and the managers of said election have ascertained and declared a majority of the votes cast to be in favor of each and every said proposed amendments:

Now, therefore, we hereby declare the amendments so adopted to be a part of the charter of incorporation of the said town of Mullins. The reading of the parts involved as amended being plainly shown in the "Notice of Town Election to Amend Charter—Order of Council," published in The Enterprise, a newspaper published in said town, in the issues of June 27th and July 4th, 1900, and which are hereto attached as part of this declaration, marked Exhibit "A."

Done in Council this 16th day of July, 1900.

D. E. GODBOLD,

Intendant.

Attest:

L. E. BRAILSFORD,

Clerk and Treasurer.

Extract from Exhibit "A."

That an Act entitled, "An Act to Incorporate the Town of Mullins, Marion County, State of South Carolina," approved March 4th, 1872, be, and the same is hereby amended as follows: "In Section 1 of said Act, strike out the words 'sixty days,' on the fifth line thereof, and insert 'four months' instead thereof; and strike out all of said Section after the word 'extend' on the eighth line thereof, and instead thereof insert the following: 'three-fourths of a mile from the center of the track of the main line of the Atlantic Coast

Line Railroad, in the center of Main street of said town (N. $11\frac{1}{2}$ W.), and two-thirds of a mile in the opposite direction from the same point (S. $11\frac{1}{2}$ E.), and two-thirds of a mile each way in opposite directions at right angles from all points on said line, thus forming an oblong square, the northern and southern lines of which shall each be one and a third miles, and the eastern and western lines each one and five-twelfths miles in length,' so that said Section, as amended, shall read as follows:

"Section 1. Be it ordained by the Town Council of Mullins, that from and after the passage of this Ordinance, all citizens of this State having resided four months in the town of Mullins, shall be deemed, and are hereby declared to be a body politic and corporate, and the said town shall be called and known by the name of Mullins and its corporate limits shall extend three-fourths of a mile from the center of the track of the main line of the Atlantic Coast Line Railroad in the center of the Main street of the said town (N. $11\frac{1}{2}$ W.), and two-thirds of a mile in the opposite direction from the same point (S. $11\frac{1}{2}$ E.) and two-thirds of a mile each way, in opposite directions at right angles, from all points on the said line, thus forming an oblong square, the northern and southern lines of which shall each be one and a third miles and the eastern and western lines each one and five-twelfths miles in length.'

"In Section 2 of said Act, after the word 'citizen,' on the second line thereof, strike out the words 'of the United States,' and in lieu thereof, insert the words 'and qualified electors of this State and of **this municipality**,' after the word 'for' on third line of said Section, strike out 'sixty days' and insert 'four months' in lieu thereof; and after the word 'election,' on the fourth line, strike out the words 'and who shall be elected within thirty days after the passage of this Act and every year thereafter,' and insert in lieu thereof the words 'who shall be elected annually hereafter'; and strike out 'sixty days' on the ninth line thereof, and insert 'four months' in lieu thereof, and after the word 'election' at the end of the ninth line and before the word 'shall,' insert the words 'and who shall otherwise possess all the qualifications of electors in the general elections of this State and of **this municipality**'; and add the following proviso at the end of said Section: 'Provided, That if for any cause the regular election for Intendant and Wardens should not be held on the day named herein, the Council shall order an election to be held as soon **thereafter** as practicable, after ten days' public notice of such **election** as hereinbefore provided, so that said Section as amended, shall read as follows:

"Section 2. That the said town shall be governed by an Intendant and four Wardens, who shall be citizens and qualified electors of this municipality, and who shall have been residents of the said town for four months immediately preceding their election, and who shall be elected annually hereafter on the second Monday in January, ten days' public notice thereof being previously given, and that all male inhabitants of the age of twenty-one years, citizens of the State, and who shall have resided in the said town for four months immediately preceding the election, and who shall otherwise possess all qualifications of electors in the general elections of this State, and of this municipality, shall be entitled to vote for said Intendant and Wardens: Provided, That if for any cause, the regular election for Intendant and Wardens should not be held on the day named herein, the Council shall order an election to be held as soon thereafter as practicable, after ten days' public notice of such election as herein provided."

And amend Section 3 of said Act by striking out the word "nine" on line four, and insert seven in lieu thereof, and by striking out "four" on line four and insert "five" in lieu thereof, so that said Section, as amended, shall read as follows:

"Sec. 3. That the election for Intendant and Wardens of the said town shall be held in some convenient public place, in the said town, from 7 o'clock in the morning until 5 o'clock in the afternoon, and when the polls shall be closed, the managers shall forthwith count the votes and proclaim the election, and give notice in writing to the persons elected. The Intendant and Wardens shall appoint three managers to hold the ensuing and any subsequent election. The managers in such cases shall, before they open the polls for said election, take an oath fairly and impartially to conduct the same, and that the Intendant and Wardens before entering upon the duties of their respective offices, shall take the oath prescribed by the Constitution of this State, and also the following oath, to wit: 'As Intendant (or Warden) of the town of Mullins, I will equally and impartially, to the best of my ability, exercise the trust reposed in me; and I will use my best endeavors to preserve the peace and carry into effect, according to law, the purposes for which I have been elected, so help me God.' The said Intendant and Wardens shall hold their offices from the time of their election until the second Monday in January ensuing, and until their successors shall be elected and qualified."

Strike out the whole of Section 8 of said Act, and in lieu thereof insert the following:

"Sec. 8. The said Town Council shall also be empowered to retain, possess and enjoy all such property as they may now be possessed of, or entitled to, or which may hereafter be given, bequeathed to, or in any manner acquired by them, alien or in any way transfer the same, or any part thereof: Provided, The amount of property held or stock invested shall in no case exceed twenty thousand dollars."

And amend Section 9 of said Act by striking out the words "jail and to fine" on line two thereof and insert the words "the town guard house for a space of time not exceeding ten days, or to fine," so that said Section, as amended, shall read as follows:

"Sec. 9. That the said Town Council of Mullins shall have the power to arrest and commit to the town guard house, for a space of time not exceeding ten days, or to fine, not exceeding twenty dollars, any person or persons who shall be guilty of disorderly conduct in the said town, to the annoyance of the citizens thereof, and it shall be the duty of the marshal or constable of the town to make such arrest and call to his assistance the posse comitatus, if necessary, and upon failure to perform such duty, he shall be fined in a sum not more than twenty dollars, for each and every offense."

Amend Section 10 of said Act by striking out the word "twenty" on line two, and insert "fifty" in lieu thereof, so that said Section, as amended, shall read as follows:

"Sec. 10. The Town Council shall also have the power to impose an annual tax, not exceeding 50 cents on every one hundred dollars of the assessed value of real and personal estate, lying within the corporate limits of said town, the real and personal estate of school associations excepted. The said Council shall have the power to enforce the payment of all taxes levied under the authority of this Act, against the property and person of all defaulters to the same extent and in the same manner, as is provided by law, for the collection of the general taxes, except that executions to enforce the payment of the town taxes shall be issued under the seal of the corporation, and directed to the Town Marshal, or other persons especially appointed by the Town Council to collect the same, and all property upon which a tax shall be levied, is hereby declared and made liable for the payment thereof in preference to all other debts against said property except debts due to the State, which shall first be paid."

Amend Section 11 of said Act by striking out all of said Section after the word "Wardens" on the fifth line thereof, and insert the

words "at such time as they may require," so that said Section as amended shall read as follows :

"Sec. 11. The Clerk of the said Town Council shall annually make out an assessment from the books of the County Auditor or Treasurer, of all real and personal property in the limits of the said town for taxation, and shall make returns of said assessment to the Intendant and Wardens at such time as they may require."

Amend Section 12 of said Act by striking out on line three the words "twice during the month of November," and insert in lieu thereof the words "twenty days next prior to the commencement of the collection of the taxes," and after the article "the" on the last line of said Section strike out the remainder of said Section, and insert in lieu thereof the words "time fixed in said ordinance, or within such further time as the Council may by ordinance determine," so that said Section, as amended, shall read as follows :

"Sec. 12. That an ordinance declaring the rate of annual taxation upon property and other subjects of annual taxation for the year and the time for payment thereof shall be published at least 20 days next prior to the commencement of the collection of the said taxes in each year, and the citizens of said town shall make payment of their taxes to the Clerk and Treasurer (hereinafter constituted) of the said corporation during the time fixed in said ordinance, or within such further time as the said Council may by the ordinance determine."

Amend Section 13 of said Act as follows : After the word "enact" on line 17, remove the colon, and place a comma in its stead, and insert the words "not exceeding two hundred dollars," and after the preposition "in" on the line 19 and before the article "the" insert the words "such sum as the Council may determine, not less than," so that said Section, as amended, shall read as follows :

"Sec. 13. The Intendant and Wardens shall have the power to elect or appoint a Clerk, who shall also be Treasurer, whose duty it shall be to attend all meetings of the Council, and make a record in a book kept for that purpose, of all the proceedings thereof, to take charge of all papers belonging to the Council, and to lodge with the proper officers all summons, executions, etc., and receive returns; to keep a regular account of all receipts and disbursements, which account shall at all times be accessible to the Intendants and Wardens, and it shall be his duty to make an official semi-annual report to the Council of the state of his accounts, at which time the doors of the council room shall be open to all the citizens of said town, and which report shall be regularly entered in a book kept for that

purpose. He shall attend to the publication of all ordinances by the Council to be published. He shall hold his office for such term as Council may prescribe (not, however, exceeding one year) and shall receive such compensation for his services as Council may enact, not exceeding two hundred dollars per annum: Provided, That he may be removed from his office at the pleasure of the said Town Council. And before entering upon the duties of his office, he shall give bond in such sum as the Council may determine, not less than the penal sum of five hundred dollars."

And that said Act be further amended by striking out the whole of Section 16, and inserting instead thereof the following to be known as Section 16:

"Sec. 16. The said Intendant and Wardens, in person, or any of them, may authorize and require any marshal or constable, whom they or any of them, are hereby authorized to especially appoint for that purpose to arrest and commit to the guard house for a term not exceeding five days, any person or persons who within the corporate limits of said town may be engaged in a breach of the peace, any riotous or disorderly conduct, open obscenity, public drunkenness or any conduct grossly indecent or dangerous to the citizens of said town or any of them."

And add the following amendment as Section 17:

"Sec. 17. The said Town Council shall have the power to impose a uniform license or privilege tax upon all trades, professions and pursuits and upon all transient traders or venders of goods, wares and merchandise or other articles of trade and to regulate sales at **auction, or to grant** license to auctioneers within the limits of said town, not inconsistent with the laws of the State: Provided, That nothing herein shall extend to sales by or for the Sheriff, Clerk of the Court, Judge of Probate, Coroner, executors and administrators, assignees or by any other person under the order of any Court, Magistrate or other inferior Court."

And add the following amendment, to be known as Section 18:

"Sec. 18. The Intendant and Wardens shall be individually exempt from the performance of road and police duty within the limits of said town during their term of office, and the Intendant shall receive such compensation for his services as Council may enact, not exceeding two hundred dollars."

And add the following amendments, to be known as Section 19:

"Sec. 19. The Town Council may, if in their judgment the interest of the town require it, prohibit by ordinance the erection of wooden

buildings or structures of any kind on any of the streets or alleys of the town, or upon any lot or parcel of ground within said town."

INMAN.—Filed December 17, 1900.

To the Honorable M. R. Cooper, Secretary of State, Columbia, S. C.

Dear Sir: In accordance with the directions of the Town Council of the town of Inman, I beg to inform you that at an election duly held on the 11th day of Dec., 1900, which was duly advertised for more than ten (10) days in accordance with the petition signed by more than a majority of the resident freeholders of the town of Inman, it was decided to reduce the corporate limits of the town of Inman as is set forth in the following ordinance, which was passed at a meeting of the Town Council of the town of Inman, held on the 11th day of December, 1900, as follows:

"Be it ordained, by the Intendant and Wardens of the town of Inman, in Council assembled, that in accordance with the result of the vote of the qualified electors of the town of Inman, the territory hereinafter described shall no longer form a portion of said town:

"All that territory lying westerly of a line beginning at a stone set in the easterly line of lands belonging to the estate of M. C. Crawley, deceased, where the northerly corporation line of the town of Inman crosses said line, and running thence S. 57' W. with said Crawley line until it strikes the line known as the R. F. Brown line, thence with said line S. 57' W. to a stone pile, thence S. 25' W. to a stone, thence S. 22' E. to an iron pin the rear corner of Mrs. E. C. Bush and R. F. Brown, thence in a straight line to the corner of R. F. Brown and J. H. Ballenger in the center of Mill street, thence S. 4' E. to where R. F. Brown's land strikes the Foster and Chapman line, thence S. 69' $\frac{1}{2}$ E. to corner between J. H. Ballenger and Foster and Chapman, thence with the line between J. H. Ballenger and the line known as the Foster and Chapman line, being a branch line and with an extension of said line to a stone, the point where it strikes the corporation line on the southerly side of Inman, being that part of the lands of M. C. Crawley, deceased, R. F. Brown and Foster & Chapman, lying formerly in the town of Inman, with the exception of a small portion of the R. F. Brown land, which is not to be affected.

"On motion it was declared that the new boundaries of the town of Inman shall be the same as the old except on the westerly side

of the town of Inman, the boundaries shall only extend to the line described in the above ordinance."

W. H. HUMPHREY,
Intendant.

Attest:

Geo. H. Camp,
Clerk of Council.
Inman, S. C., December 12, 1900.

Surrender of Old Charter, and Acceptance of Re-Incorporation.

Towns of More than One Thousand Inhabitants.

YORKVILLE—Pursuant to the the provisions of "An Act to Provide for the Incorporation of Towns of not less than One Thousand Inhabitants nor more than Five Thousand Inhabitants," approved March 5, 1896, W. R. Carroll, Intendant, and G. H. O'Leary, A. A. McEwell, J. M. Hope, and George W. Williams, Wardens, of the town of Yorkville, on the nineteenth day of May, 1900, filed with me certificate of the result of an election held May 11, 1900, from which it appeared that the election had resulted in favor of surrendering the old charter of the town of Yorkville, and accepting re-incorporation thereunder.

Pursuant thereto, on the aforesaid 19th day of May, 1900, I issued to the Mayor and Aldermen thereof, certificate of incorporation under and pursuant to the Act of 1896, aforesaid.

Towns of Less than One Thousand Inhabitants.

WEST UNION—Pursuant to the provisions of "An Act for the Corporation of Towns of Less than One Thousand Inhabitants," approved March 2, 1896, W. J. Hutchinson, Intendant, attested by James Phinney, Clerk of Council, of the town of West Union, filed with me on the 21st day of July, 1900, certificate of the result of an election held on the 16th day of May, 1900, from which it appeared that the election had resulted in favor of surrendering the old charter of the town of West Union and accepting reincorporation thereunder.

Pursuant thereto, on the aforesaid 21st day of July, 1900, I issued to the Intendant and Wardens of the aforesaid town of West Union, certificate of incorporation under and pursuant to the Act of 1896.

Railroad Corporations.

CHARTERS GRANTED.

Pursuant to "An Act to Provide for the Formation of Railroad Steamboat, Street Railway and Canal Companies, and to Define the Powers Thereof, and Provide a Mode for Amending the Charters Thereof," approved Feb. 28, 1899, I have issued charters to the following corporations:

Winnsboro and Camden Railway Company.

The State of South Carolina. Office of the Secretary of State.

Whereas Thomas K. Elliott, Thomas H. Ketchin, J. E. McDonald and W. R. Elliott, of the County of Fairfield and State of South Carolina did on the 8th day of May, 1900, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of the Winnsboro and Camden Railway Company.

The principal place of business of the corporation will be Winnsboro, in the County of Fairfield, South Carolina.

The general purpose of the corporation, and the nature of business it proposes to do is that of building, constructing, maintaining, owning and operating a railroad, and it proposes to assume and claim under the provisions of the Constitution and laws of the State of South Carolina, all the powers and privileges incident to railroad corporations, especially the power of purchasing, acquiring and owning real estate, of condemning lands for rights of way, depots, station houses, side tracks, and all other purposes of said corporation.

That the termini of said railroad will be Winnsboro, in Fairfield County, and Camden, in Kershaw County; that the proposed railroad will be built and constructed by the most practicable route from Winnsboro to Camden, passing through, or partly through, Townships Nos. 4, 5, 6, 7 and 8 in Fairfield County, by or near the town of Ridgeway in said County of Fairfield, if the route be a practicable one, and through or partly through the Townships of Kershaw or Wateree and DeKalb in the County of Kershaw.

The total length of said railroad will be thirty miles, more or less, to be definitely determined by the survey of the most direct and practicable route from Winnsboro to Camden. No part of said railroad has already been constructed.

The motive power to be used is steam and the gauge of said railroad is to be standard.

The said railroad, proposed to be constructed, will be wholly within the State of South Carolina.

Said corporation desires to have the further power to buy and hold all such real estate and personal property as may be required for its purposes, or such as it may be obliged or deem for its interest to take in settlement of any debt due to it, and to dispose of it in such manner as it shall find most expedient. To acquire and transfer shares of stock of other corporations, possessing the same powers in such respect as individuals now enjoy to lease, sell, mortgage or otherwise dispose of and convey such real estate and personal property, on such terms and in such amounts as the business of the corporation may require. To borrow money for the purpose of carrying out the objects of its charter, and to make notes, bonds or other evidences of debt for money, labor done or money or property actually received, and, upon a vote of the stockholders had, after such notice as may now or hereafter be required by law, to secure the payment of any and every of its notes, bonds or other evidences of debt and obligations by a mortgage or deed of trust on all of its property and franchises, both real and personal.

Third. The minimum amount of the capital stock of said corporation shall be three hundred thousand dollars and the maximum amount to which said capital stock may thereafter be increased shall be one million dollars, with the right and privilege to organize said corporation when five hundred dollars per mile, as provided by law, shall have been subscribed. The said capital stock shall be divided into shares of the par value of one hundred dollars each, and subscriptions to the said capital stock shall be payable in cash, money or materials, labor or property, furnished to said corporation.

Fourth. It is proposed to organize said corporation under the provisions of an Act entitled, "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers thereof, and Provide a Mode for Amending the Charters thereof," approved the 28th day of February, A. D. 1899, and an Act amendatory thereof approved the 17th day of February, A. D. 1900, Statutes at Large, Vol. 23, page 387.

Fifth. Notice for four weeks before this application is made, stating that such application would be made, the time and the place of such application, has been published in the Counties of Fairfield and Kershaw, where the right to condemn lands will be acquired under the proposed charter, has been published, to wit: in The "News and Herald," a newspaper published at Winnsboro, in the County of Fairfield, and in The "Wateree Messenger," a newspaper published at Camden, in the County of Kershaw.

Whereupon, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by the aforesaid Act, and all other Acts or parts of Acts me thereto enabling, for good and sufficient reasons to me appearing, did appoint and commission the above named petitioners, to wit: Thomas K. Elliott, Thomas H. Ketchin, J. E. McDonald and W. R. Elliott, of County and State aforesaid, a Board of Corporators, authorizing them to open books of subscription to the capital stock of the company purposed to be organized, as set forth in the above mentioned declaration, and to organize and create the same, which commission and authority was issued and dated the 8th day of May, A. D. 1900, under the great seal of the State of South Carolina, and required the publication for not less than thirty days of a prescribed notice in The "News and Herald," a newspaper published at Winnsboro, in the County of Fairfield, and in The "Wateree Messenger," a newspaper published at Camden, in the County of Kershaw.

And, whereas, on the 20th day of July, A. D. 1900, Thomas K. Elliott, Thomas H. Ketchin, J. E. McDonald and W. R. Elliott, the aforesaid Board of Corporators duly appointed and commissioned, did file in the office of the Secretary of State their return in writing, setting forth that all the requirements of the Act entitled, "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers thereof, and Provide a Mode for Amending the Charters thereof," approved the 28th day of February, A. D. 1899, have been complied with.

That pursuant to published notice as required, books of subscription to the capital stock of the aforesaid purposed company were duly opened, and five hundred dollars per mile of the aggregate amount of the capital stock were subscribed by *bona fide* subscribers.

Second. That thereafter, to wit: on the 16th day of July, 1900, a meeting of the said subscribers was held at Winnsboro, after due notice given to them, and all of the stock so subscribed was represented in person, or by proxy, and, thereupon the following direc-

tors of said company were duly elected, to wit: Thomas K. Elliott, Thomas H. Ketchin, J. E. McDonald and W. R. Elliott, all of whom reside at Winnsboro, S. C.

Third. That immediately thereafter, the said directors met and organized, and the following officers of said company were duly elected, to wit: Thomas K. Elliott, President; Thomas H. Ketchin, Secretary and Treasurer; J. E. McDonald, Attorney; and C. S. Dwight, Chief Engineer; all of whom reside at Winnsboro, S. C.

Fourth. That more than twenty per cent. of the aggregate amount of the capital stock so subscribed has been paid or secured to be paid, to the Treasurer, and the corporators above named have approved of the said subscriptions, and the security given for the payment of the **balance due thereon.**

Fifth. That the names and residences of the subscribers and the amounts subscribed by each of them are as follows: Thomas K. Elliott, 150 shares, \$15,000; J. E. McDonald, 10 shares, \$1,000; Thomas H. Ketchin, 10 shares, \$1,000; and W. R. Elliott, 5 shares \$500.

Sixth. That it is the purpose of the said railway company to have a survey made and file with the Secretary of State a profile map of such route within one year from the date of this return.

Now, therefore, I, M. R. Cooper, Secretary of State of the State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly, entitled, "**An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers thereof, and to Provide a Mode for Amending the Charters thereof,**" approved the 28th day of February, A. D. 1899, and all other Acts or parts of Acts me thereto enabling, do hereby certify that the **aforesaid company, the "Winnsboro and Camden Railway Company,"** has been fully organized according to the laws of the State of South Carolina, under the name and for the purposes indicated in the written declaration, and that they are fully authorized to commence business under their charter, and I hereby declare the "**Winnsboro and Camden Railway Company**" to be a body politic and corporate, and as such it may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the offices of the Clerk of Court and Register of Mesne Conveyance in the Counties of Fairfield and Kershaw, in the State of South Carolina.

It is furthermore a condition of this charter that the said "**Winnsboro and Camden Railway Company**" shall be deemed to have

waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within three years from the date hereof, and complete the same within eight years thereafter.

Given under my hand and the seal of the State, at Columbia, this 20th day of July, 1900, in the year of our Lord one thousand and nine hundred, and in the one hundred and twenty-fifth year of the independence of the United States of America.

(Seal)

M. R. COOPER,
Secretary of State.

The Paragon Railroad Company.

The State of South Carolina. Office of the Secretary of State.

Whereas, T. J. Davis and W. L. Davis, both of Beech Island South Carolina, and T. J. Southall, of Langley, S. C., did on the 7th day of June, 1900, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of the Paragon Railroad Company.

The principal place of business of the corporation will be Paragon Kaolin Works, near Langley, in Aiken County, S. C.

The general purpose of the corporation, and the nature of business it proposes to do, is to own and operate a railroad; and it proposes to assume and claim under the provisions of the Constitution and laws of the State of South Carolina all the powers incident to railroad corporations, especially the power to purchase, acquire and own real estate, the power of condemning lands or purchasing lands for rights of way, station houses, side tracks, spur tracks, and all other purposes of the said corporation; the power of constructing and building a line of railroad between the termini stated below and of operating the same under the laws of the State of South Carolina, and to operate the same for any and all railroad purposes and to extend its tracks in such directions as it sees fit from the main track for one mile for the purpose of augmenting and facilitating its business; that one terminus of said railroad will be at the Paragon Kaolin Works in the township of Gregg, County of Aiken, and State of South Carolina, and the other will be between the station

of Langley and the station of Bath on the line of the old South Carolina and Georgia Railroad Company, now operated by the Southern Railway, both of said terminal points being within the township of Gregg, County of Aiken, and State of South Carolina.

The total length of the said line will be about three miles, of which a portion has already been constructed (about a mile) from the said Paragon Kaolin Works towards the railroad controlled by the T. G. Lamar Kaolin Company, but that part constructed will have to be condemned to a great extent for the purposes of the corporation sought to be formed.

That the motive power proposed to be used is steam, and the gauge of the said road is to be narrow gauge; that the corporation expects to operate the line as an independent corporation.

Third. That the minimum amount of capital stock upon which the corporation may organize will be ten thousand (\$10,000) dollars; and the maximum amount to which said capital stock may thereafter increased shall be twenty thousand (\$20,000) dollars; the par value thereof being \$100 per share, and said amounts being payable one-half cash upon the organization of the corporation and the other upon the call of the Board of Directors.

Fourth. That it is proposed to organize such corporation under the provisions of an Act "To Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers thereof, and Provide a Mode for Amending the Charters thereof," approved 28th day of February, 1899, and known as Act No. 41, of the Acts of the General Assembly of South Carolina of the year 1899.

Fifth. The said corporation intends to ask the right to condemn lands for its line in the County of Aiken, township of Gregg, between its two termini where the same cannot be acquired by purchase, and will make application therefor according to law and will give the notice required in the seventh Section of the said Act by publication thereof four weeks in a newspaper published in the County of Aiken, where the right to condemn lands is desired to be acquired.

And whereas, I, M. R. Cooper, Secretary of State, by virtue of the authority in me vested by an Act of the General Assembly of the State of South Carolina entitled, "An Act to Provide for the Formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Define the Powers thereof, and Provide a Mode for Amending the Charters thereof," approved February 28th, A. D. 1899, did

on the 7th day of June, A. D. 1900, appoint and commission the above named petitioners, to wit: T. J. Davies, W. L. Davies and T. J. Southall a Board of Corporators, authorizing and empowering them to open books of subscription to the capital stock of the company purposed to be organized, as set forth in the above mentioned proclamation; in the said commission requiring the said Board of Corporators to give not less than thirty days' previous notice by advertisement, in the form prescribed by the Secretary of State, in The Aiken Times, a newspaper published in the County of Aiken, of the time when and where said books of subscription be opened.

And whereas, on the 17th day of July, A. D. 1900, the above named corporators, to wit: T. J. Davies, W. L. Davies and T. J. Southall, did file with the Secretary of State their return in writing, over their signatures duly attested, certifying among other things that pursuant to published notice as required in the commission of the said above named corporators, the books of subscription to the capital stock of the aforesaid, The Paragon Railroad Company, were duly opened, and that thereupon the minimum amount of the capital stock was subscribed by *bona fide* subscribers; and that more than twenty per cent. of the amount subscribed has been paid in or secured, and that more than five hundred dollars per mile has been subscribed.

Second. That a profile map of the route of the railroad will be prepared and filed with the Secretary of State.

Third. That the following are the names and residences of the subscribers and the amounts thereof, to wit: Thomas J. Davies, Beech Island, 39 shares, \$3,900.00; W. L. Davies, Beech Island, 10 shares, \$1,000.00; T. J. Southall, Beech Island, 1 share, \$100; T. J. Davies, Trustee, Beech Island, 50 shares, \$5,000.

Fourth. That a meeting of the stockholders was held at Beech Island, South Carolina, on the 12th day of July, 1900, at which a majority of all the stock was present in person or by proxy, at which the following were elected directors, to wit: Thomas J. Davies, W. L. Davies and T. J. Southall.

Fifth. That subsequently there was elected as President and Secretary and Treasurer; Thomas J. Davies, and as Vice President W. L. Davies.

And whereas, It further appears by affidavit of W. W. Williams, publisher of The Aiken Times, a newspaper published in the County of Aiken, that notice was duly published in four several issues of the aforesaid newspaper, giving notice that the aforesaid petitioners

would apply to the Secretary of State for a charter for the aforesaid, The Paragon Railroad Company, as set forth in the above declaration, which notice stated the time and place of the application for the same, and that the right to condemn land in the County of Aiken would be asked for:

Now, therefore, I, M. R. Cooper, Secretary of State, by virtue of the authority in me vested by the aforesaid Act, and all other Acts or parts of Acts me thereto enabling, do hereby certify that the aforesaid company, The Paragon Railroad Company, has been fully organized according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I do hereby declare the said, The Paragon Railroad Company, to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the office of the Register of Mesne Conveyance or Clerk of Court for Aiken County.

It is furthermore a condition of this charter that the said, The Paragon Railroad Company, shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within two years from the date hereof, and complete the same within five years thereafter.

Given under my hand and the seal of the State, at Columbia, this seventeenth day of July, in the year of our Lord one thousand and nine hundred, and the one hundred and twenty-fifth year of the Independence of the United States of America.

(Seal)

M. R. COOPER,
Secretary of State.

AMENDMENT OF CHARTER.

Pursuant to the aforesaid Act, the following certificate of amendment of charter has been issued:

Chesterfield and Lancaster Railroad Company.

Whereas, the Chesterfield and Lancaster Railroad Company was chartered by an Act of the General Assembly of the State of South Carolina, approved December 24th, 1889.

And whereas the aforesaid company had filed with the Secretary of State a written declaration setting forth that it desires an amend-

ment to its charter by inserting in line 3, Section 2, of the aforesaid charter, as printed in Vol. XX, Statutes at Large, page 408, after the word "Darlington" the words "or Chesterfield and Kershaw," so that said Section when amended shall read as follows:

Section 2. That the said company be, and is hereby, authorized and empowered to construct, maintain and operate a railroad from some point on the Cheraw and Darlington or Chesterfield and Kershaw Railroad within or near the corporate limits of the town of Cheraw, in Chesterfield County, to the town of Lancaster, in Lancaster County, via Chesterfield Court House:

And, whereas, G. J. Redfearn, M. F. Jackson, D. H. McGregor, W. A. Evans, E. F. Mulloy, I. P. Mangum, T. L. Huntley, W. F. Stevenson and Edward McIver, a majority of the duly elected and qualified Board of Directors of the Chesterfield and Lancaster Railroad Company, have certified that thirty days' notice was given of a meeting of stockholders on Sept. 17th, 1900, G. J. Redfearn, President, by publication in The "Chesterfield Advertiser," which notice stated the time and place of meeting and the purpose thereof. And further that said meeting was duly held pursuant to notice, and a majority of the stockholders being present in person or by proxy, a resolution was offered and adopted by a unanimous vote of the stockholders, to amend said charter as aforesaid. And further, that all laws of the State of South Carolina relating to said amendment and meeting have been complied with.

Whereupon the Secretary of State did prescribe a form of notice to the public that said application and declaration would be considered by the Secretary of State on the 10th day of October, A. D. 1900, or as soon thereafter as the application could be heard, which notice was required to be published in two separate issues of The "Chesterfield Advertiser," which requirement was issued under the hand of the Secretary of State and the great seal of South Carolina, on the 22d day of September, A. D. 1900.

And, whereas, on the said 12th day of October, A. D. 1900, due evidence of the publication of the aforesaid notice as required was duly filed in the office of the Secretary of State;

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly of South Carolina, entitled, "An Act to Provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to Provide a Mode of Amending the Charters thereof," approved February 28th, A. D. 1899, and all other Acts

me thereto enabling, do hereby certify that the requirements of the law have been complied with, and for good and sufficient reasons to me appearing, do hereby certify that the charter of the aforesaid company has been so amended.

Given under my hand and the seal of the State, at Columbia, this twelfth day of October, in the year of our Lord one thousand and nine hundred, and in the one hundred and twenty-fifth year of the Independence of the United States of America.

M. R. COOPER,
Secretary of State.

(Seal)

Eleemosynary Corporations.

Charters Granted.

During the year the following charters have been granted by the Secretary of State, under and pursuant to "An Act to Provide for the Incorporation of Religious, Educational, Social, Fraternal or Charitable Churches, Lodges, Societies, Associations or Companies, and for Amending the Charters of Those Already Formed, and to be Formed," approved February 19, 1900:

Name: The Howard Association of Charleston, South Carolina.

Location: Charleston, South Carolina.

Date of Charter: 12th day of March, 1900.

Purpose: Is the care, assistance and succor of such persons as may be victims of diseases which have or may become epidemic in the City of Charleston, S. C.

Officers: C. F. Panknin, Charleston, S. C., President; C. S. Vedder, Charleston, S. C., First Vice President; F. E. Taylor, Charleston, S. C., Second Vice President; Edward Willis, Charleston, S. C., Secretary and Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: C. F. Panknin, Charleston, S. C., Edward Willis, Charleston, S. C.

Name: The Allen Social Club.

Location: Charleston, South Carolina.

Date of Charter: 17th day of March, 1900.

Purpose: Is friendship, charity and benevolence, and for social purposes among its members.

Officers: Jefferson Keith, Charleston, S. C., President; Eugene Walker, Charleston, Vice President; W. E. Pritchard, Charleston, S. C., Secretary; John Stephen, Charleston, S. C., Treasurer; Henry Middleton, Charleston, S. C., Recording Secretary; Joe Alston, Charleston, S. C., Chairman Sick Committee.

Incorporated: In perpetuity.

Petitioners for Incorporation: Jefferson Keith, Eugene Walker, W. E. Pritchard and John Stephen.

Name: Edisto Lodge, No. 39, Free and Accepted Masons.

Location: Orangeburg, South Carolina.

Date of Charter: 20th day of March, 1900.

Purpose: Is social, fraternal, charitable and benevolent, and for the advancement and improvement in morals and general information of its members, and perfecting themselves in the principles of Masonry. A social, fraternal and moral institution in this State.

Officers: D. L. Moorer, Orangeburg, S. C., P. Master; Theo. J. Levy, S. Warden; Nelson C. Nix, J. Warden; John B. Taylor, Secretary; Adam S. Edwards, Treasurer; Chas. L. Dannelly, S. Deacon; James Legare, Tiler; Simon Leonard, J. Deacon; Henry A. Nelson, Steward; Henry W. Jamison, Steward; John B. Taylor, Trustee; Sandy R. Youngblood, Trustee, and Wm. H. Hanna, Trustee, all of the above named officers being residents of the City of Orangeburg, South Carolina.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. B. Taylor, Wm. H. Hanna, S. R. Youngblood, D. L. Moorer, T. J. Levy, N. C. Nix and J. H. Chestnut, all of the City of Orangeburg, South Carolina.

Name: The Woman's Gospel Aid Society of South Carolina.

Location: Orangeburg, South Carolina.

Date of Charter: 22nd day of March, 1900.

Purpose: Is to do missionary work in the Church, provide for sick members of the Society, bury the dead of the same, aid worthy persons in acquiring an education, and like kindred purposes.

Officers: Chas. D. Salley, Orangeburg, S. C., General Superintendent; Mrs. Tamer Burwick, Orangeburg, S. C., President; Mrs. Mary M. Clark, St. Matthews, S. C., Vice President; Mrs. Rachel Goodwin, Orangeburg, S. C., Secretary; Mrs. Eliza Thomas, Orangeburg, S. C., Treasurer; Robt. Wilson, Norway, S. C., Director; Mrs. Elsie Furdick, Knotts Mill, S. C., Director; Mrs. Katy H. Gordon, Rowesville, S. C., Director; P. P. Salley, Orangeburg, S.

C., Director; G. C. Clark, St. Matthews, S. C., Chairman and General Superintendent.

Incorporated: In perpetuity.

Petitioners for Incorporation: C. D. Salley, of Orangeburg, S. C.; G. C. Clark, of St. Matthews, S. C.; Tamer Burwick, of Orangeburg, S. C.; Mary M. Clark, of St. Matthews, S. C.; Eliza Thomas, of Orangeburg, S. C., and Nancy Dannerly, of North, S. C.

Name: Naval Reserve Club.

Location: King street, Charleston, South Carolina.

Date of Charter: 31st day of March, 1900.

Purpose: Is to have social gatherings and intercourses, discussing the welfare of this great State of South Carolina and Union; for instructive and educational benefit of the members.

Officers: Thomas B. Hay, No. 35 Poinsett street, Charleston, S. C., President; James T. White, No. 56 Hanover street, Charleston, S. C., Vice President; William B. Waum, No. 19 Reed street, Charleston, S. C., Secretary; L. E. Curtis, No. 56 Hanover street, Charleston, S. C., Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: Thomas B. Hay, James J. White, William B. Waum, L. E. Curtis, all of the City of Charleston, South Carolina.

Name: Greenville Lyceum Association.

Location: Greenville, South Carolina.

Date of Charter: 30th day of April, 1900.

Purpose: Is to provide instruction and amusement for its members, and for the public by lectures, concerts and other means.

Officers: John H. Earle, Greenville, S. C., President; L. O. Patterson, Greenville, S. C., Secretary and Treasurer.

Incorporated: For the term of ten years.

Petitioners for Incorporation: John H. Earle and L. O. Patterson, both of Greenville, S. C.

Name: Pine Grove Baptist Church.

Location: Pine Grove Church, near Chesterfield, S. C.

Date of Charter: 30th day of April, 1900.

Purpose: Is to own a Church building and other buildings necessary for a Baptist Church, and such school as they may desire to run, and to keep up and run such church and school.

Officers: J. H. White, Chesterfield, S. C., Trustee; Albert Edkins, Chesterfield, S. C., Trustee; M. D. Melton, Chesterfield, S. C.,

Trustee; J. E. White, Chesterfield, S. C., Trustee; T. R. Eddins, Chesterfield, S. C., Trustee.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. H. White, Albert Eddins, M. D. Melton, J. E. White and T. R. Eddins, all of the town of Chesterfield, S. C.

Name: The Orangeburg Night School.

Location: Orangeburg, South Carolina.

Date of Charter: 1st day of May, 1900.

Purpose: Is to further and advance the educational interests of the city of Orangeburg, by providing additional educational advantages therein.

Officers: H. Von Ohsen, Orangeburg, S. C., Manager; B. B. Owen, Orangeburg, S. C., Manager; W. L. Harley, Orangeburg, S. C., Manager; J. C. Ransdale, Orangeburg, S. C., Manager; Geo. J. Dexter, Orangeburg, S. C., Manager.

Incorporated: In perpetuity.

Petitioners for Incorporation: H. Von Ohsen, B. B. Owen, W. L. Harley, J. C. Ransdale and George J. Dexter, all of the city of Orangeburg, S. C.

Name: Craftsman Club.

Location: Charleston, South Carolina.

Date of Charter: 4th day of May, 1900.

Purpose: Is social.

Officers: E. J. Kinlock, Charleston, S. C., President; J. R. Johnson, Charleston, S. C., Vice President; Secretary and Treasurer, W. E. Gantt, Charleston, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Edward J. Kinlock and W. E. Gantt, both of the city of Charleston, S. C.

Name: United Bakers' Union of Charleston.

Location: Charleston, S. C.

Date of Charter: 14th day of May, 1900.

Purpose: Is friendship, charity and benevolence and for social and such other purposes as are usual to similar corporations.

Officers: Wm. C. Butler, President; Daniel W. Singleton, Vice President; Alvin Eisbuecker, Financial Secretary; P. Verrine, Recording Secretary; Carl Steuder, Treasurer; Jno. A. Davis, Ser-

geant-at-Arms; Daniel White, Chaplain; Jno. Heisenhutter; Jos. Brown, Henry Vincent, James Smith and Wm. Armstrong, Trustees.

Incorporated: In perpetuity.

Petitioners for Incorporation: William C. Butler and Daniel W. Singleton, both of Charleston, S. C.

Name: Associated Charities, Columbia, S. C.

Location: Columbia, South Carolina.

Date of Charter: 19th day of May, 1900.

Purpose: To extend help to the suffering and needy.

Officers: Mrs. A. C. Haskell, Columbia, S. C., President; Mrs. R. S. DesPortes, Columbia, S. C., Vice President; Miss E. L. Baldwin, Columbia, S. C., Secretary; John Taylor, Columbia, S. C., Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: Mrs. A. C. Haskell, Mrs. R. S. DesPortes, Miss E. L. Baldwin and John Taylor, all of the city of Columbia, S. C.

Name: The Business Men's Club.

Location: Orangeburg, South Carolina.

Date of Charter: 29th day of May, 1900.

Purpose: Social and fraternal.

Officers: James M. Oliver, Orangeburg, S. C., President; Otto W. Spahr, Orangeburg, S. C., Vice President; O. B. Rosengen, Orangeburg, S. C., Secretary and Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: James M. Oliver, O. W. Spahr and O. B. Rosengen, all of the city of Orangeburg, S. C.

Name: Willing Workers of Methodist Episcopal Church.

Location: Greenwood, South Carolina.

Date of Charter: 29th day of May, 1900.

Purpose: To contribute pecuniary help to the sick, by paying a weekly indemnity, and to assist in defraying the burial expenses of such of its members as may die during the continuance of their membership therein.

Officers: Harriet Graham, Greenwood, S. C., President; Harriet Chapple, Greenwood, S. C., Vice President; Lucy Robinson, Green-

wood, S. C., Treasurer; Janie Burden, Greenwood, S. C., Secretary; Ida Culbreath, Greenwood, S. C., Assistant Secretary; Anna Sanders, Greenwood, S. C., Stewardess; Emma Williams, Greenwood, Stewardess.

Incorporated: In perpetuity.

Petitioners for Incorporation: Harriet Graham, Harriet Chaple, Lucy Robinson, Janie Burden, Ida Culbreath and Anna Sanders, all of Greenwood, S. C.

Name: The Pleasant Grove Baptist Church.

Location: Pleasant Grove Church, Lancaster County, South Carolina.

Date of Charter: 22d day of June, 1900.

Purpose: Public worship.

Officers: G. W. Blackmon, Longsville, S. C.; H. W. Williams, Longsville, S. C., J. J. Blackmon, Longsville, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: G. W. Blackmon, J. J. Blackmon and H. W. Williams, all of Longsville, South Carolina.

Name: Mutual Christian Association.

Location: Congruity Church, Concord Township, Sumter County, South Carolina.

Date of Charter: 6th day of July.

Purpose: To help in sickness and bury the dead.

Officers: J. F. James, Sumter, S. C., President; H. T. Gregg, Sumter, S. C., Secretary; Junius Gregg, Sumter, S. C., Treasurer; Henry Muldrow, Sumter, S. C., Vice President.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. F. James, Henry Muldrow, H. T. Gregg and Junius Gregg, all of Sumter, South Carolina.

Name: Kings Daughters Riverside Infirmary Association.

Location: Charleston, South Carolina.

Date of Charter: 12th day of July, 1900.

Purpose: The providing of proper hospital care and attention free of charge for needy sick (white.)

Officers: President, Mrs. S. E. Connor; First Vice President, Mrs. M. S. Stanford; Second Vice President, Mrs. M. V. Matthews; Secretary, Miss M. B. Washington; Treasurer, Miss Lula Lee; Directors, Mesdames C. W. Simons, F. S. Rodgers, R. G. Witte, S. E. Simonds, M. E. Miller, Fannie Bulow, J. Forrest, L. J. Thomp-

son, C. C. Clapman, R. Wilson, Jr., Katie Lee, Julia C. Courtenay, Lula H. Buist, Lizzie Horlbeck, Eleanor Taft, G. E. Kollock, E. D. Roberts, Lizzie Smith, Miss Anderson, Martha Riggs, M. E. Robertson, May Clotworthy, L. S. Brown, B. O. Bryan, Minnie Kent, M. S. Pinckney, Mrs. F. McMaster, Rosa Box, S. D. Kershaw, M. Power, R. C. Brandt, M. B. Poppenheim.

Incorporated: In perpetuity.

Petitioners for Incorporation: Mrs. S. E. Conner, Mrs. M. S. Stanford, Mrs. M. V. Matthews, Miss Martha B. Washington and Miss Lula Lee.

Name: Kings Mountain Centennial Association.

Location: Yorkville, South Carolina.

Date of Charter: 2d day of August, 1900.

Purpose: To obtain possession, control and management of the Kings' Mountain Battle Ground, situated in York County, South Carolina, in order that the said grounds, including the monument thereon, may be perfectly protected and cared for.

Officers: Leslie D. Witherspoon, Yorkville, S. C., President; Theodora Hughes McNeal, Yorkville, S. C., Secretary and Treasurer; Advisory Board, Wilhelmina McCorkle Moore, Yorkville, S. C., Annie Lee Moore, Yorkville, S. C., Margaret Adams Gist, Yorkville, S. C., Maggie M. Moore, Yorkville, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Leslie D. Witherspoon, Theodora Hughes McNeal, Wilhelmina McCorkle Moore, Annie Lee Moore, Margaret Adams Gist and Maggie M. Moore, all of Yorkville, S. C.

Name: Bethel African Methodist Episcopal Church.

Location: Summerville, South Carolina.

Date of Charter: 2d day of August, 1900.

Purpose: Solely religious.

Officers: T. W. Walker, Summerville, S. C., Pastor; Thomas Wright, Summerville, S. C., Trustee; Willis Hinds, Summerville, S. C., Treasurer and Trustee; Charles W. Brown, Summerville, S. C., Secretary; George Duffie, Summerville, S. C., Trustee.

Incorporated: In perpetuity.

Petitioners for Incorporation: T. W. Walker, Thomas Wright, Charles W. Brown, Willis Hinds, and George Duffie, all of Summerville, South Carolina.

Name: Christlove Mission.

Location: Charleston, South Carolina.

Date of Charter: 3d day of August, 1900.

Purpose: To develop spiritual life and to stimulate Christian activity, and its especial aim will be the establishment of a refuge for erring women and girls, with a view of reclaiming them to a respectable Christian life.

Officers: Mrs. Susan D. Kershaw, Charleston, S. C., President; Mrs. Nellie Davis, Charleston, S. C., First Vice President; Mrs. Kirk Cameron, Charleston, S. C., Second Vice President; Mrs. Annie E. Leonard, Charleston, S. C., Treasurer; Miss M. J. Bergman, Charleston, S. C., Secretary.

Incorporated: In perpetuity.

Petitioners for Incorporation: Mrs. Susan D. Kershaw, Mrs. Annie Leonard and Miss M. J. Bergman, all of the city of Charleston, S. C.

Name: The Clement Club.

Location: Charleston, South Carolina.

Date of Charter: 10th day of August, 1900.

Purpose: Social and literary.

Officers: T. D. Green, Charleston, S. C., President; J. K. Blank, Charleston, S. C., Vice President; W. C. Irwin, Charleston, S. C., Secretary and Treasurer; S. R. Mooney, Charleston, S. C. Steward.

Incorporated: For a period of twenty years.

Petitioners for Incorporation: T. D. Green, J. K. Blank, W. C. Irwin, and S. R. Mooney, all of the city of Charleston, South Carolina.

Name: The Sons and Daughters of Abraham.

Location: Remley's Point, Christ Church Parish, South Carolina.

Date of Charter: 13th day of August, 1900.

Purpose: The taking care of its financial members in the event of sickness, and the burial of the same when dead, according to the laws, rules and regulations of the above named society.

Officers: Nathaniel Scott, Christ Church Parish, S. C., President; C. J. Gaillard, Christ Church Parish, S. C., Vice President; C. F. Ball, Christ Church Parish, S. C., Secretary; James Legare, Christ Church Parish, S. C., Treasurer; Margaret Fordham, Christ

Church Parish, S. C., Lady President; Hagar Legare, Christ Church Parish, S. C., Vice President.

Incorporated: In perpetuity.

Petitioners for Incorporation: Nathaniel Scott, C. J. Gaillard, C. F. Ball, James Legare, Margaret Fordham and Hagar Legare, all of Christ Church Parish, Charleston County, South Carolina.

Name: Southern Advent Christian Publication Society.

Location: Lamar, South Carolina.

Date of Charter: 14th day of August, 1900.

Purpose: To publish "Present Truth," a religious paper, and such other Biblical literature as the Society may elect, and to receive and disburse funds for mission work, education and other religious and denominational work.

Officers: J. A. Cargile, Stevenson, Ala., President and Editor; G. D. Sherrill, Lenoir, N. C., Vice President and Editor; G. H. James, Wilmington, N. C., Secretary; J. S. DuBose, Lamar, S. C., Treasurer; A. B. Cargile, Colemans, S. C., Business Manager.

Incorporated: In perpetuity.

Petitioners for Incorporation: John S. DuBose and A. B. Cargile.

Name: S. B. Society Association, No. 3.

Location: Graniteville, S. C.

Date of Charter: 29th day of August, 1900.

Purpose: To care for their sick and bury their dead, etc., This society is not intended for any industrial purposes, for private gain, or for the insurance of life, health, accident and property, and this application is authorized by the association or company we purport to represent.

Officers: John Rosey, Graniteville, S. C., Ida Mobley, Graniteville, S. C., Beak Coleman, Graniteville, S. C., Lou Sherman, Graniteville, S. C., Estel Rosey, Graniteville, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: John Rosey, Ida Mobley, Beak Coleman, Lou Sherman and Estel Rosey, all of Graniteville, South Carolina.

Name: The Alumnae Association of Williamston Female College.

Location: Williamston, South Carolina.

Date of Charter: 18th day of September, 1900.

Purpose: To take measures to endow a lecture course, whereby we may advance the usefulness of our Alma Mater, and bring extended good to the community and adjacent country, elevating all with whom we may come in touch, intellectually, socially and morally.

Officers: Dora A. Hutto, Williamston, S. C., President; Mary Newton, Williamston, S. C., First Vice President; Mrs. J. P. Gossett, Williamston, S. C., Second Vice President; Mary McElrey, Williamston, S. C., Recording Secretary; J. B. Sullivan, Williamston, S. C., Corresponding Secretary; Mrs. James Ramsey, Williamston, S. C., Treasurer; Janie Gray, Williamston, S. C., Assistant Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: Dora A. Hutto, Janie B. Sullivan and Janie C. Gray, all of Williamston, South Carolina.

Name: The South Carolina Volunteer Association of Charleston.

Location: Charleston, South Carolina.

Date of Charter: 29th day of September, 1900.

Purpose: To continue certain social, fraternal and charitable features of a military company, late disbanded, of which they were members, who have organized this association, and to preserve and to perpetuate the good fellowship between themselves which has hitherto prevailed between them, and transmit the same to their successors.

Officers: Joseph Glover, Charleston, S. C., President; C. Rhodes, Charleston, S. C., Vice President; Dennis Richardson, Charleston, S. C., Secretary and Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: Joseph Glover, C. Rhodes and Dennis Richardson, all of the city of Charleston, S. C.

Name: The Christian Star Light Society.

Location: White Hall, Colleton County, South Carolina.

Date of Charter: 15th day of October, 1900.

Purpose: Religious, social; to take care of its members when sick, and to bury them when dead.

Officers: S. W. Wright, White Hall, S. C., President; John Gadsden, White Hall, S. C., Vice President; A. S. A. Robertson, White Hall, S. C., Treasurer; John P. Provolle, White Hall, S. C., Secretary; Butler Small, White Hall, S. C., Director; Caesar Hutson, White Hall, S. C., Director; Joe Fields, White Hall, S. C., Director; Stephen Jenkins, White Hall, S. C., Director; King Robert, White Hall, S. C., Director; Boston Snipe, White Hall, S. C., Director.

Incorporated: In perpetuity.

Petitioners for Incorporation: S. W. Wright, John Gadsden, A. S. A. Robertson, and John P. Provolle, all of White Hall, South Carolina.

Name: South Carolina Volunteer Veterans.

Location: Charleston, South Carolina.

Date of Charter: 23d day of October, 1900.

Purpose: Strictly for charitable purposes, and purely for no speculative or purpose of profit to the officers or members of said organization.

Officers: I. G. Allen, Charleston, S. C., President; J. W. Robinson, Charleston, S. C., Vice President; J. M. Alston, Charleston, S. C., Secretary; S. Dawson, Charleston, S. C., Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: I. G. Allen, J. W. Robinson, J. M. Alston and S. Dawson, all of the city of Charleston, South Carolina.

Name: The Grand Temple and Tabernacle of South Carolina, and its jurisdiction, Knights and Daughters of Tabor.

Location: Timmons ville, South Carolina.

Date of Charter: 23d day of October, 1900.

Purpose: To take care of its sick and distressed members, and to assist its poor and helpless ones. To advance the standard of virtue and morality, encourage and aid in multiplying schools and institutions of learning. To impress upon its members that they shall be loyal to the Government in which they live, and to be temperate, law-abiding and trustworthy.

Officers: M. W. Harrall, Timmons ville, S. C., Chief Grand Mentor; Carrie S. Toliver, Florence, S. C., High Preceptress; Jacob L. Smart, Florence, S. C., Vice Grand Mentor; Carrie S. Wilson, Timmons ville, S. C., Vice Grand Preceptress; Richard H. McGhee, Timmons ville, S. C., Chief Grand Scribe; Lettice C. Hooks, Florence, S. C., Chief Grand Recorder; Normand Lindsay, Wilmington, N. C., G. Pres. Prince; Chrissy Miller, Claussen, S. C., Grand Queen Mother; Wm. E. Gabriel, Cartersville, S. C., Chief Grand Treasurer; Henry C. Cooper, Florence, S. C., Chief Grand Orator; Elizabeth Gabriel, Cartersville, S. C., Chief Grand Priestess; Nancy Montgomery, Oswego, S. C., Chief Grand Sentinel.

Incorporated: In perpetuity.

Petitioners for Incorporation: M. M. Harrell, Carrie S. Toliver, Richard H. McGhee, Lettice C. Hooks, and Wm. E. Gabriel.

Name: Salem Baptist Church.

Location: Charleston, South Carolina.

Date of Charter: 30th day of October, 1900.

Purpose: To provide for and encourage the worship of Almighty God, according to the usage of the Baptist Church. The members of the said Church have no capital stock in common, but as an congregation they have the benefit interest in the land and church buildings situate on the northwest corner of George and College streets, in the city of Charleston, aforesaid, where they have worshipped for many years. That the said property was heretofore conveyed by the late Rev. D. X. LaFar unto Isaac B. Johnson, Richard Jackson, Chas. DeLeon and John Alston as Trustees, their successors in office, heirs and assigns, in trust inter alia for the use of the congregation of worshippers designated as the "Salem Baptist Church," until such time as the said congregation shall be duly incorporated, and, further, after such incorporation to convey the said premises in fee simple unto said incorporated body.

Officers: Isaac B. Johnson, Charleston, S. C., Deacon; Levi Pimble, Charleston, S. C., Clerk.

Incorporated: In perpetuity.

Petitioners for Incorporation: Isaac B. Johnson and Levi Pimble, both of the city of Charleston, S. C.

Name: Chicora Golf Club.

Location: Chicora Park, Charleston, S. C.

Date of Charter: 10th day of November, 1900.

Purpose: Purely social. It is proposed to organize a golf team, secure necessary grounds and quarters for the game of golf, where the members of the club may assemble for recreation and amusement.

Officers: E. A. Simons, Charleston, S. C., President; F. Q. O'Neill, Charleston, S. C., Vice President; W. Gregg Chisholm, Charleston, S. C., Secretary and Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: F. Q. O'Neill, E. A. Simons and W. Gregg Chisholm, all of the city of Charleston, S. C.

Name: The West End Social Club.

Location: Charleston, S. C.

Date of Charter: 17th of November, 1900.

Purpose: Assisting its members in sickness and death; also for the purpose of giving private and public entertainments; also to assist in any charitable purpose.

Officers: H. Meyers, Charleston, S. C., President; J. H. Harleston, Charleston, S. C., Vice President; C. B. Robinson, Charleston, S. C., Secretary; R. A. Mills, Charleston, S. C., Treasurer; Benjamin Middleton, Charleston, S. C., Chairman Finance Committee.

Incorporated: For a term of 30 years from 15th of November, 1900.

Petitioners for Incorporation: H. Meyers, J. H. Harleston, R. A. Mills and C. B. Robinson, all of the city of Charleston, S. C.

Name: Perry Union School.

Location: Perry, Aiken County, South Carolina.

Date of Charter: 5th day of December, 1900.

Purpose: To carry on a common or high school for educational and religious purposes.

Officers: Rev. J. T. Barnes, Wagener, S. C., Trustee; Anthony Jones, Wagener, S. C., Trustee; C. Woodward, Sally, S. C., Trustee; Rev. J. C. Coates, Perry, S. C., Trustee; T. M. Otum, Whaley, S. C., Trustee.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. T. Barnes, Anthoney Jones, C. Woodward, J. C. Coates and T. M. Otum.

Name: The Future Progress Society.

Location: Jacksonville, Aiken County, South Carolina.

Date of Charter: 5th day of December, 1900.

Purpose: To bury its members when they die, and pay them a benefit when sick.

Officers: Nathan Griffin, Langley, S. C.; **President;** Gilbert Geter, Langley, S. C., **Vice President;** John Palmore, Langley, S. C., **Treasurer;** M. E. Lucas, Langley, S. C., **Secretary.**

Incorporated: In perpetuity.

Petitioners for Incorporation: Nathan Griffin and Henry Geter, both of Langley, S. C.

Name: The Christian Union Association, No. 5.

Location: Oak Grove, Cross P. O., Berkeley County, S. C.

Date of Charter: 18th day of December, 1900.

Purpose: The purpose is of a charitable and religious nature. We do further declare that our institution is not intended for any industrial purposes, for private gain, or for the insurance of life, health, accident and property, and that the application is authorized by the Christian Union Association that we purport to represent. We desire to hold property in common for a charitable or religious purpose, etc.; to have a common seal, and to transact such business in common as our charter will maintain under the law, etc.

Officers: Amos Nelson, Cross P. O., S. C., **President;** Paul Nelson, Cross P. O., S. C., **Vice President;** Jno. H. Gedding, Cross P. O., S. C., **Treasurer;** Buddy Green, Chicora, S. C., **Marshal;** David Pinckney, Cross, S. C., **Director;** Jessie A. Stark, Cross, S. C., **Chairman.**

Incorporated: For the term of ten years.

Petitioners for Incorporation: Amos Nelson, Paul Nelson, A. R. Rush, J. H. Gedding, David Pinckney, Jessie A. Stark, Buddy Green.

Name: The Buncombe Street Reel Team.

Location: Greenville, S. C.

Date of Charter: 17th day of December, 1900.

Purpose: The preservation and protection of property from such fires as may occur in the City of Greenville, S. C., and for the mutual benefit, care and assistance of its members.

Officers: C. E. Roberts, Greenville, S. C., **President;** J. P. Hawkins, Greenville, S. C., **First Lieutenant;** David Anderson,

Greenville, S. C., Second Lieutenant; W. B. League, Greenville, S. C., Third Lieutenant; E. E. Watson, Greenville, S. C., Secretary; B. F. Flynn, Greenville, S. C., Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: C. E. Roberts, W. Mills Mooney and Levi Dorroh, all of the city of Greenville, South Carolina.

Name: The Central Presbyterian Church of Anderson.

Location: Anderson, South Carolina.

Date of Charter: 17th day of December, 1900.

Purpose: Religious; and said organization desires to hold property in common, for said purpose, and is not organized for the purpose of profit or gain to the members financially.

Officers: J. K. Hood, Anderson, S. C., Deacon; J. T. Holleman, Anderson, S. C., Deacon; J. T. Pearson, Anderson, S. C., Deacon; M. M. Mattison, Anderson, S. C., Deacon; J. C. Harris, Anderson, S. C., Deacon; D. R. Morrow, Anderson, S. C., Deacon; T. A. Ratcliffe, Anderson, S. C., Deacon.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. K. Hood, J. T. Holleman; J. T. Pearson, M. M. Mattison, J. C. Harris, D. R. Morrow and T. A. Ratcliffe.

Name: The Cheraw Second Presbyterian Church.

Location: Cheraw, South Carolina.

Date of Charter: 17th day of December, 1900.

Purpose: The maintenance of a religious organization for the conduct of religious and educational work as an organized church.

Officers: B. E. Commander, Cheraw, S. C., Trustee; Daniel McKay, Cheraw, S. C., Trustee; C. N. Ryan, Cheraw, S. C., Trustee; James Ryan, Cheraw, S. C., Trustee.

Incorporated: In perpetuity.

Petitioners for Incorporation: B. E. Commander, Daniel McKay, C. N. Ryan and James Ryan, all of Cheraw, S. C.

Name: Mount Bethel Church.

Location: Two miles from Bishopville, S. C.

Date of Charter: 19th day of December, 1900.

Purpose: The worship and service of Almighty God in faith and in truth, and the religious advancement of the members and education of the children in the truths of Holy Writ; and not for any in-

dustrial purpose or private gain, or for the insurance of life, health, accident and property.

Officers: Staggers Thomson, Bishopville, S. C., Clerk; Henry Williams, Bishopville, S. C., Trustee; Pringle Stepney, Bishopville, S. C., Trustee; Cyrus Joe, Bishopville, S. C., Trustee.

Incorporated: In perpetuity.

Petitioners for Incorporation: Staggers Thomson, Henry Williams, Pringle Stepney and Cyrus Joe, all of Bishopville, S. C.

Name: The Most Worshipful National Grand Lodge of Free and Accepted Ancient York Masons of the United States of North America (colored).

Location: Charleston, S. C.

Date of Charter: 21st day of December, 1900.

Purpose: Benevolent and charitable, for the mutual benefit of its members, the mutual uplifting and moral improvement thereof by means of organizing and installing Grand and subordinate Masonic lodges at such time and places as the Grand Lodge may direct.

Officers: Augustus G. Kennedy, Charleston, S. C., Grand Master; Lawrence A. Earle, Greenville, S. C., Deputy Grand Master; Abraham R. Robinson, Anderson, S. C., Senior Grand Warden; John E. Washington, Briggs, S. C., Junior Grand Warden; Alexander Meyers, Beaufort, S. C., Grand Secretary; Gilbert Kirkland, Orangeburg, S. C., Grand Treasurer; Charles H. Hunter, Colston, S. C., Grand Tyler.

Incorporated: In perpetuity.

Petitioners for Incorporation: Augustus G. Kennedy, Charleston, S. C.; Abraham R. Robinson, Greenville, S. C.; Lawrence A. Earle, Anderson, S. C., and J. H. Welch, of Charleston, S. C.

Name: The Rodman Burial and Aid Society.

Location: Rodman, S. C.

Date of Charter: 24th day of December, 1900.

Purpose: To pay the medical accounts of its members, and to pay the burial expenses of its members.

Officers: Giles Westbrooke, Rodman, S. C., President; Lee Cram, Rodman, S. C., Vice President; William Jackson, Rodman, S. C., Director; James Dye, Rodman, S. C., Director; William J.

Caldwell, Rodman, S. C., Director ; Amanda Caldwell, Rodman, S. C., Secretary.

Incorporated: In perpetuity.

Petitioners for Incorporation: Giles Westbrooke, Lee Crain and Lee A. Ware, all of Rodman, S. C.

AMENDMENTS OF CHARTERS, ELEEMOSYNARY CORPORATIONS.

Hiram Lodge, No. 68, A. F. M

Granted June 26, 1900.

(Application made by J. L. Farmer, W. M. and G. N. C. Boleman, Secretary. Charter originally granted by M. P. Tribble, Clerk of Court, June 30, 1888.)

Insert therein as one of the provisions of the said charter: "To borrow money for the purpose of carrying out the objects of its charter; to make notes, bonds, or other evidences of debt, and to secure the payment of its obligations by mortgage or deed of trust on all or any part of its property and franchises, both real and personal."

"The Trustees of The Endowment Fund of the Charleston Library Society."

Granted May 16th, 1900.

(Application made by Robert Wilson, and Wm. Henry Parker, Jr.)

1. By striking out the words "That the President of the Corporation, known as the Charleston Library Society, the Mayor of the City of Charleston, and three other persons, residents of the City of Charleston, to be elected by the Board of Trustees of the said Charleston Library Society," on the 3d, 4th, 5th, 6th, 7th and 8th lines of said section and inserting in their place the following: "That the President of the Corporation known as the Charleston Library Society, the Mayor of the City of Charleston and five other persons, residents of the City of Charleston, three of whom shall be the three Trustees heretofore elected with two additional to be elected by the Board of Trustees of the said Charleston Library Society."

So that said Section 1 when so amended shall read as follows:

"Section 1. Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in Gen-

eral Assembly, and by the authority of the same, That the President of the Corporation known as the Charleston Library Society, the Mayor of the City of Charleston and five other persons, residents of the City of Charleston, three of whom shall be the three Trustees heretofore elected with two additional to be elected by the Board of Trustees of the said Charleston Library Society, are hereby declared to be a body corporate by the name and style of "The Trustees of the Endowment Fund of the Charleston Library Society," and shall by its said name have perpetual succession of officers and members; the right to use and keep a common seal; and the same to alter at will; to sue and be sued, to plead and be impleaded, to have and enjoy all and every right, privilege and power, and franchise, incident and belonging to incorporate bodies; they shall also have full power and authority from time to time to make, constitute and establish such by-laws, rules and regulations as to them shall seem proper for the conduct, government and direction of themselves as a Board of Trustees, for the management and investment of any property of whatsoever kind which may come unto them by gift, grant, bequest, devise, or otherwise, and for the management and administration of all trusts, confidences and authorities in them reposed, or to be reposed: Provided, That the same be not inconsistent with the laws of the land nor the provisions of any such gift, grant, bequest or devise."

2. By striking out the word "five" on the second and sixth lines of the second Section and inserting the word "seven" in place thereof: By striking out the word "three" on the seventh line of said Section and inserting the word "five" in place thereof. By striking out the words "who shall be chosen, the vacancy or vacancies at any time so caused shall be filled by the remaining trustees" on the 10th, 11th and 12th lines of said Section and inserting as follows:

"Originally elected by the Board of Trustees of the Charleston Library Society under the terms of said charter, or of their successors in office, or any one or more of them, the vacancy or vacancies at any time so caused, shall be filled by the remaining Trustees, including both ex officio Trustees and elected Trustees; and in case of any vacancy or vacancies for like causes among the two additional Trustees provided for under the above Section, one, or any one or more of them or of their successors then such vacancy or vacancies at any time so caused shall be filled by the Board of Trustees of the said Charleston Library Society."

So that said Section 2, when amended, shall read as follows :

"Section 2. That the said "The Trustees of the Endowment Fund of the Charleston Library Society" shall consist of seven members, whereof the Mayor of the City of Charleston for the time being shall be always ex officio one, and the President of the Charleston Library Society for the time being shall be another ; each of the seven Trustees shall be residents of the City of Charleston and shall serve without compensation, and the five other than the two ex officio members shall be chosen to serve during good behavior ; that upon the death, resignation, disability or removal of any one or more of the said three Trustees originally elected by the Board of Trustees of the Charleston Library Society under the terms of said Charter or of their successors in office, or any one or more of them, the vacancy or vacancies at any time so caused, shall be filled by the remaining Trustees, including both ex officio Trustees and elected Trustees ; and in case of any vacancy or vacancies for like causes among the two additional Trustees provided for under the above Section 1 or any one or more of them or of their successors, then such vacancy or vacancies at any time so caused, shall be filled by the Board of Trustees of the said Charleston Library Society."

3. By striking out the words "Upon the vote of four of the five Trustees first always" on the 19th and 20th lines of said Section 3 and inserting the words "upon the vote of not less than five out of the seven Trustees herein above provided for," and by adding to said Section the following words : "That at least two weeks before the date of the annual meeting of the Charleston Library Society, the Trustees of the Endowment Fund of the Charleston Library Society, do make to the Board of Trustees of said Charleston Library Society a detailed statement of their actings and doings for the preceding year, and that access to the books of account and proceedings of he said Trustees of the Endowment Fund of the Charleston Library Society and examination of the property, real and personal, held by the said corporation, is and shall always be allowed to the Board of Trustees of the Charleston Library Society or any person by them for the purpose duly appointed."

So that said Section when amended shall read as follows :

"Section 3. That the said 'The Trustees of the Endowment Fund of the Charleston Library Society' are authorized and empowered to receive and hold donations, devises, bequests and legacies given, granted, devised or bequethed to them for the use and benefit of the said Charleston Library Society ; and to hold real and personal es-

tate, at no one time exceeding the value of \$250,000.00 for the use and benefit of the said Charleston Library Society; that is to say, in trust to hold and manage the same, to invest and keep invested the *corpus* thereof in any such property as they may deem advantageous, but without power or authority to expend the *corpus* or any portion thereof for any purpose whatsoever; further in trust to pay over and apply the entire net annual income or product thereof to the Trustees of the said Charleston Library Society, to be used by them in the purchase of books, manuscripts, maps, drawings, charts and for such other like useful purposes as in their judgment will be best, and in the preservation and perpetuation of the names of all benefactors by such means and devices as will manifest and preserve in the Library their beneficence, with power upon the vote of not less than five out of the seven Trustees hereinabove provided for first had and obtained, at any and all times, and as often as may be deemed well, to sell all or any part of the *corpus* aforesaid, be it realty or personalty, and make a good title to the same, the purchaser or purchasers not to look to any application of the purchase money, but the proceeds of any such sale or sales to be reinvested and held subject to all the trusts, powers and conditions, both as to the *corpus* and income, as are hereinbefore declared limited and appointed. That at least two weeks before the date of the annual meeting of the Charleston Library Society, the Trustees of the Endowment Fund of the Charleston Library Society, do make to the Board of Trustees of the Charleston Library Society a detailed statement of their actings and doings for the preceding year, and that access to the books of account and proceedings of the said Trustees of the Endowment Fund of the Charleston Library Society and examination of the property, real and personal, held by the said corporation, is and shall be always allowed to the Board of Trustees of the Charleston Library Society or any person by them for the purpose duly appointed."

Home for the Mothers, Widows and Daughters of Confederate Soldiers of Charleston, S. C.

(Granted May 5, 1900.)

Charter XIV., Stat. p. 373.—Petitioners for Amendment: Rosa N. Pringle, President; Annie Simpson, Vice President; C. S. Porcher, Treasurer; May Snowden, Recording Secretary; Jennie W. Adger, Corresponding Secretary; Mrs. C. S. Vedder, Margaret

Robb, Fannie A. Trenholm, F. H. Dill, Eliza Fishburne Lockwood, Louisa Cheves Stoney, Azalea Howard Willis, Cecilia Lawton and Virginia Leigh Porcher.

Amendment as follows:

1. That the name be changed from "Home for the Mothers, Widows and Daughters of Confederate Soldiers of Charleston, S. C.," to "Confederate Home and College of Charleston, S. C."

2. That the Corporation be divided into two departments, the first of which is to extend aid in furnishing a home to the mothers, widows and daughters of Confederate soldiers, and to those who have been impoverished by the War of Secession, with the right to include in the bounty of the Institution such deserving and impoverished persons as may, in the opinion of the Board, be deemed worthy of assistance. The other department of the corporation shall consist of a female College, to be under the control of the fifteen present members of the Board and their successors, who shall possess all the power necessary for the establishment, conduct and maintenance of a College for the thorough education of the daughters of Confederate soldiers and others. The said Board of Control shall have power to appoint a Principal and Faculty of the College Department, and such other officers as they may deem proper to put the same in successful operation. They shall fix all salaries, prescribe the scope of the duties of the Principal of the College, the Matron and other employes. The Faculty of the College, which is to be composed of the principal and matron, and their assistants, shall also have auxiliary power, by and with the consent of the Board of Control, to prescribe a course of study, frame rules and regulations of discipline and enforce all needful requirements for the educational interest of the said Institution. The Principal and Matron selected by the Board shall be subject to the call of the Board to attend the meetings of the Board for consultation, and to give information concerning the College.

Except as herein amended, the Charter heretofore granted shall be and remain in full force and effect.

FERRIES CHARTERED.

Dorchester County—Rentz Ferry between Dorchester and Colleton, by D. W. Heaton, Supervisor, February 2, 1900.

Chester County—To D. H. Jordan & Co., across Catawba River, near Fort Lawn. By J. R. Culp, Supervisor, July 10, 1900.

Georgetown County—To Charles Dusenbury, the Bull Creek Ferry. By S. W. Rouquie, Supervisor, Dec. 21, 1900.

JOINT STOCK COMPANIES.

Charters Granted.

ABBEVILLE COUNTY.

McCormick Cotton Oil Co., McCormick; business cotton seed oil; capital stock, \$15,000; chartered, Feb. 22, 1900; president, J. L. Stillwell; secretary, Jas. E. Britt.

Abbeville Savings and Investment Co., Abbeville; business, banking and real estate; capital stock, \$50,000; chartered, March 24, 1900; president F. E. Harrison; secretary, H. C. Smith.

Bank of Due West, Due West; business, banking; capital stock, \$20,000; chartered, September 28, 1900; president, B. F. Mauldin; cashier, C. E. Todd.

AIKEN COUNTY.

Standard Kaolin Co., Aiken County; business, mining; capital stock, \$15,000; chartered, March 17, 1900; president, J. B. McMillan; secretary, J. R. Morris.

F. M. Butt Co., Hamburg; business, real estate and insurance; capital stock, \$1,000; chartered March 24, 1900; president, F. M. Butt; secretary, Steiner Branch.

John W. Walker Co., Hamburg; business, real estate; capital stock, \$1,000; chartered, April 9, 1900; president, Jno. W. Walker; secretary, Floyd W. Thomas.

The Peoples Bank, Aiken; business, banking; capital stock \$50,000; chartered, June 13, 1900; president, F. B. Henderson.

The Clear Water Bleachery and Manufacturing Company, Clear Water; business, manufacturing and bleaching cotton; capital stock, \$300,000; chartered, June 2, 1900; president, Thomas Barrett, Jr.

ANDERSON COUNTY.

The Building, Loan and Investment Co., Anderson; business, building and loan; capital stock, \$5,000; chartered January 31, 1900; president, J. C. Jackson; secretary, L. A. Earle.

Anderson Yarn and Knitting Mill, Anderson; business, cotton spinning and knitting; capital stock, \$200,000; chartered February 6, 1900; president, D. P. McBrayer.

Cox Manufacturing Co., Anderson; business, cotton mill; capital stock, \$50,000; chartered, February 10, 1900; president, W. F. Cox; secretary, Charles Poore.

The Fidelity Building and Loan Association, Anderson; business, building and loan; capital stock, \$25,000; chartered March 23, 1900; president, George W. Evans; secretary, J. E. Wakefield.

The Guaranty Building and Loan Association, Anderson; business, building and loan; capital stock, \$100,000; chartered, April 2, 1900; president, J. J. Fretwell; secretary, Lee G. Holleman.

Honea Path Pharmacy, Honea Path; business, mercantile; capital stock, \$2,500; chartered April 16, 1900; president, J. F. Monroe; secretary, W. L. Pickel.

Dendy Drug Co., Pelzer; business, mercantile; capital, \$4,500; chartered April 23, 1900; president, W. R. Dendy; secretary, L. H. Stringer.

Williamston Mills, Williamston; business, manufacturing cotton; capital stock, \$100,000; chartered, May 7, 1900; president, Geo. W. Sullivan; secretary, Geo. W. Sullivan.

Anderson Athletic Association, Anderson; business, athletics; capital stock, \$2,500; chartered, May 7; president, S. M. Orr; secretary, S. S. Mathison.

Peoples' Furniture Co., Anderson; business, mercantile; capital stock, \$10,000; chartered, June 16, 1900; president, B. B. Bleckley; secretary, N. B. Sharpe.

Pendleton Oil and Fertilizer Co., Pendleton; business, manufacturing cotton seed; capital stock, \$20,000; chartered, June 30, 1900; president, M. M. Hunter; secretary, J. J. Sifton.

Anderson Fertilizer Co., Anderson; business, manufacturing fertilizers; capital stock, \$100,000; chartered, August 2, 1900; president, F. G. Brown; secretary, F. G. Brown.

The Citizens' Bank, Honea Path, Honea Path; business, banking; capital, stock, \$25,000; chartered, October 1, 1900; president, J. A. Brock; cashier, P. W. Sullivan.

Farmers' Oil Mill Company, Anderson; business, cotton seed oil; capital stock, \$25,000; chartered, October 26, 1900; president, J. J. Fretwell; secretary, C. E. Cobb.

Georgia-Carolina Manufacturing Co., Anderson; business, water power; capital stock, \$100,000; chartered, November 24, 1900; president, J. J. Fretwell; secretary, Walton Hall.

Williamston Warehouse Co., Williamston; business, warehouse and storage; capital stock, \$25,000; chartered, November 27, 1900; president, James P. Gossett; secretary, H. C. Willson.

BAMBERG COUNTY.

The Cotton Oil Co., Bamberg; business, cotton seed oil; capital stock, \$25,000; chartered, May 31, 1900; president, C. W. Garris; secretary, W. M. Brabham.

BARNWELL COUNTY.

Rosemary Knitting Mills, Rosemary; business, manufacturing cotton; capital stock, \$30,000; chartered, August 6, 1900; president, L. A. Green; secretary, G. W. Green, Jr.

Cave-Walker Co., Barnwell; business, mercantile; capital stock, \$5,000; chartered, December 10, 1900; president, W. L. Cave; secretary, T. S. Cave.

The Barnwell Grocery Co., Barnwell; business, mercantile; capital stock, \$5,000; chartered, December 21, 1900; president, S. Krasnoff; secretary, S. B. Moseley.

BEAUFORT COUNTY.

Red Bluff Trading Co., Red Bluff; business, mercantile; capital, \$2,500; chartered, August 15, 1900; president, J. W. Comer; secretary, Richard Webb, Jr.

The Combahee Hunting Club, Yemassee; business, game preserve; capital stock, \$20,000; chartered, September 11, 1900; president, J. N. Jackson; secretary, G. T. Jackson.

Hall's Island Farms, Hall's Island; business, farming; capital, \$50,000; chartered, November 24, 1900; president, L. Donner; secretary, C. M. Donner.

BERKELEY COUNTY.

The Standard Yellow Pine Co., Berkeley County; business, manufacturing timber and lumber; capital stock, \$10,000; chartered, March 2, 1900; president, Charles S. Heard; secretary, St. John P. Kinloch.

CHARLESTON COUNTY.

The Williams Brothers' Co., Charleston; business, mercantile; capital stock, \$15,000; chartered, January 16th, 1900; president, C. M. Williams; secretary, H. J. Williams.

Charleston Transfer Co., Charleston; business, livery and transfer; capital stock, \$50,000; chartered January 18, 1900; president, Phineas Kent; secretary, N. S. Neufville.

The Goldsmith Mercantile Co., Charleston; business, mercantile; capital stock, \$10,000; chartered, January 18, 1900; president, A. A. Goldsmith; secretary, M. Goldsmith.

Seaboard Investment Co., Charleston; business, real estate, etc.; capital stock, \$500,000; chartered, January 29, 1900; president, John Skelton Williams; secretary, Henry Bulst.

Citizens' Ice Co., Charleston; business, general ice; capital stock, \$50,000; chartered January 31, 1900; president, R. M. Anderson; secretary, W. S. Anderson.

Progressive Building and Loan Association, Charleston; business, building and loan; capital stock, \$150,000; chartered January 31st, 1900; president, Arthur Lynah; secretary, T. T. Hyde.

Reality, Loan and Investment Co., Charleston; business, real estate and investment; capital stock, \$50,000; chartered, February 7, 1900; president, James Robertson; secretary, R. B. Gilchrist.

The Percival Manufacturing Co., Charleston; business, sashes, blinds and doors; capital stock, \$16,000; chartered, March 12, 1900; president, John D. Cappelmann; secretary, Otis C. Beckham.

Carolina Portland Cement Co., Charleston; business, lime, cement and building materials; capital stock, \$10,000; chartered March 25, 1900; president, J. Ross Hanahan; secretary, Peyre G. Hanahan.

Shamrock Building and Loan Association, Charleston; business, banking, building and loan; capital, \$120,000; chartered, March 21, 1900; president, M. F. Kennedy; secretary, W. M. Jacobs.

Carolina Rice Company, Charleston; business, mercantile; capital, \$45,000; chartered, April 2, 1900; president, J. L. Sheppard; secretary, John B. Reeves.

Etiwan Fertilizer Co., Charleston; business, manufacturing fertilizer; capital, \$125,000; chartered April 26, 1900; president, Frank Burbridge; secretary, William J. McCormack.

Levin & Levy Co., Charleston; business, mercantile; capital, \$5,000; chartered, May 4; president, Oscar Levy; secretary, Oscar Levy.

Fidelity Improvement Co., Charleston; business, real estate; capital, \$1,000; chartered, May 8; president, D. P. Frierson; secretary, J. N. Nathans, Jr.

Korter Towage Company, John's Island; business, towage and lighterage; capital, \$6,000; chartered, June 4; president, John A. Hertz; secretary, J. Ross Hanahan.

Terry Market Co., Charleston; business, market and commission; capital, \$5,000; chartered June 6; president, O. M. Terry; secretary, J. E. Barlow.

Enterprise Laundry and Wood Company, Charleston; business, laundry; capital, \$1,000; chartered, June 6, 1900; president, W. G. Harvey; secretary, J. H. Cummings.

W. F. Ostendorff-Ansel Co., Charleston; business, mercantile and commission; capital, \$6,000; chartered, June 23, 1900; president, W. F. Ostendorff; secretary, J. A. Ansel.

Standard Building and Loan Association, Charleston; business, building and loan; capital, \$150,000; chartered, June 23, 1900; president, R. G. Rhett; secretary, T. T. Hyde.

The Riverside Paper Box Factory, Charleston; business, manufacture of paper; capital stock, \$15,000; chartered, June 26, 1900; president, F. Q. O'Neal; secretary, J. J. O'Connell.

The Exchange Brokerage Co., Charleston; business, brokerage; capital stock, \$5,000; chartered, July 27; president, R. P. Tucker; secretary, W. R. Pinckney.

The National Benefit Society of South Carolina, Charleston; business, insurance; capital, \$1,000; chartered, August 17, 1900; president, J. S. Holleman; secretary, E. F. Kilpatrick.

Charleston Iron Works, Charleston; business, manufacturing iron; capital, \$5,000; chartered, September 11, 1900; president, J. F. Rafferty; secretary, G. A. Franklin.

Carolina and Florida Land and Lumber Company, Charleston; business, manufacturing lumber; capital stock, \$60,000; chartered, September 14, 1900; president, J. B. Reeves; secretary, Edward Anderson.

Sea Island Telephone Co., Charleston; business, telephone; capital stock, \$10,000; chartered September 19, 1900; president, C. B. Jenkins; secretary, J. Alwyn Ball.

The William Jathro Co., Charleston; business, mercantile and import; capital stock, \$5,000; chartered, September 27, 1900; president, William G. Jathro; secretary, G. W. Jathro.

The South Carolina Inter-State and West Indian Exposition Company, Charleston; business, exposition; capital stock, \$250,000; chartered, October 9, 1900; president, F. W. Wagener; secretary, J. H. Averill.

Oak Building and Loan Association, Charleston; business, building and loan;

capital, \$120,000; chartered, October 15, 1900; president, M. F. Kennedy; secretary, W. M. Jacobs.

The Duvall Grocery Co., Charleston; business, mercantile; capital stock, \$2,500; chartered, September 14, 1900; president, W. J. Storer; secretary, E. C. Duvall.

Charleston Door, Sash and Lumber Co., Charleston; business, manufacturing wood; capital, \$20,000; chartered, November 9, 1900; president Walter Henderson; secretary, Huger Sinkler.

Island Telephone Co., Charleston; business, telephone; capital, \$4,000; chartered, November 21, 1900; president, R. F. Fennell; secretary, M. C. Duncan.

The Royal Bag and Yarn Manufacturing Co., Charleston; business, manufacturing bags; capital stock, \$225,000; chartered, November 22, 1900; president, G. A. Wagener; secretary, J. M. Seignious.

Charleston Lumber Co., Charleston; business, manufacturing lumber; capital stock, \$100,000; chartered, December 8, 1900; president, J. T. Deal; secretary, W. B. Gruber.

Carolina Industrial Insurance Co., Charleston; business, insurance; capital stock, \$2,500; chartered, December 19, 1900; president, T. J. Price; secretary, M. M. Comar.

CHEROKEE COUNTY.

Cherokee Foundry and Machine Works, Gaffney; business, manufacturing machinery; capital stock, \$5,000; chartered, March 3, 1900; president, J. A. Carroll; secretary, William C. Sarratt.

Blacksburg Spinning and Knitting Mill, Blacksburg; business, manufacturing cotton; capital stock, \$15,000; chartered, April 30, 1900; president, J. F. Whisonant; secretary, J. W. Duff.

The New Cut Mining Co., Cook Kitchen; business, mining phosphate rock; capital stock, \$2,500; chartered, July 3; president, R. W. Lawton.

Limestone Mills, Gaffney; business, manufacturing cotton; capital stock, \$200,000; chartered, August 11, 1900; president, J. A. Carroll; secretary, W. C. Hamrick.

CHESTER COUNTY.

The Wylle Mills, Chester; business, cotton mill; capital stock, \$100,000; chartered February 6th, 1900; president, George A. Gray; secretary, Thomas H. White.

Chester Bottling Co., Chester; business, soda water, etc.; capital stock, \$1,500; chartered, March 24, 1900; president, Thomas J. Martin; secretary, W. C. Bates.

The Pryor-McKee Drug Co., Chester; business, mercantile; capital stock, \$4,000; chartered, October 18, 1900; president, S. W. Pryor; secretary, J. H. McKee.

CHESTERFIELD COUNTY.

The Palmer-Nichols Co., Cheraw; business, mercantile, mining and construction; capital stock, \$25,000; chartered, January 15, 1900.

Interchangeable Window Display Co., Cheraw; business, general manufacturing and mining; capital stock, \$100,000; chartered, February 7th, 1900.

Ashworth Electrical Co., Cheraw; business, general manufacturing and mining; capital stock, \$100,000; chartered, February 26, 1900.

The Merchants and Farmers' Bank, Cheraw; business, banking; capital stock, \$30,000; chartered, May 21, 1900; president, W. F. Stevenson; secretary, T. G. Matheson.

The Gregory-Johnson Mule Co., Cheraw; business, livery and mercantile; capital stock, \$10,000; chartered, August 11, 1900; president, W. T. Gregory; secretary, M. and F. Bank.

CLARENDON COUNTY.

Levi Mercantile Co., Manning; business, mercantile; capital stock, \$15,000; chartered, January 25, 1900; president, Dave Levi; secretary, Abe Levi.

Farmers' Supply Co., Manning; business, mercantile; capital stock, \$10,000; chartered, June 30, 1900; president, J. H. Rigby; secretary, C. E. Wilkins.

Manning Publishing Co., Manning; business, printing; capital stock, \$3,000; chartered, June 26, 1900; president, Joseph Sprott; secretary, E. J. Brown.

Manning Oil Mill and Illuminating Co., Manning; business, cotton seed oil; capital stock, \$30,000; chartered, August 4, 1900; president, J. F. Rhame; secretary, F. P. Evans.

Farmers' Cotton Oil Co., Davis' Station; business, cotton seed oil; capital stock, \$20,000; chartered, September 14, 1900; president, C. M. Davis; secretary, B. H. Harvin.

DARLINGTON COUNTY.

The Hartsville Hotel Co., Hartsville; business, hotel; capital stock, \$2,500; chartered, April 21; president, J. J. Lawton; secretary, M. S. McKinnon.

The Hartsville Cotton Mill, Hartsville; business, manufacturing cotton; capital stock, \$250,000; chartered, July 10, 1900; president, C. C. Twitty; secretary, C. C. Twitty.

Pee Dee Oil and Ice Co., Darlington; business, cotton oil manufacturing; capital, \$30,000; chartered, July 17, 1900; president, C. S. McCullough; secretary, C. W. Skinner.

Wells Dry Goods Co., Darlington; business, mercantile; capital stock, \$10,000; chartered, August 30, 1900; president, Augustus Wright; secretary, E. M. Wells.

EDGEFIELD COUNTY.

The Pine Grove Charitable Society, Center P. O.; business, literary and benevolent; capital stock, \$200; chartered, February 26, 1900; president, Morris Williams; secretary, Wade Williams.

Twin City Power Co., near Parkville; business, developing power; capital stock, \$1,000,000; chartered, August 7.

FAIRFIELD COUNTY.

The Winnsboro Creamery Co., Winnsboro; business, milk products; capital stock, \$1,000; chartered, April 19, 1900; president, T. H. Ketchin; secretary, J. E. Matthews.

O'Bear Drug Co., Winnsboro; business, mercantile; capital stock, \$5,000; chartered, September 7, 1900; president, J. J. O'Bear; secretary, H. H. O'Bear.

FLORENCE COUNTY.

Commercial and Savings Bank, Florence; business, banking and savings; capital stock, \$25,000; chartered, March 6th, 1900; president, W. K. Howe.

Farmers' Tobacco Warehouse Co., Florence; business, tobacco warehouse; capital stock, \$2,500; chartered, September 7, 1900; president, J. F. Stockley; secretary, B. H. Rucker.

GEORGETOWN COUNTY.

Citizens' Building and Loan Association, Georgetown; business, building and loan; capital stock, \$85,000; date of charter, January 1, 1900; president, W. D. Morgan; secretary, J. J. Hazard.

The Iseman Drug Co., Georgetown; business, drugs and medicines; capital stock, \$10,000; chartered, January 15, 1900; president, M. S. Iseman; secretary, Marks Moses.

Georgetown Furniture Co., Georgetown; business, mercantile; capital stock, \$5,000; chartered, April 24, 1900; president, S. J. Flaum; secretary, Abe Moses.

Georgetown Lumber and Timber Co., Georgetown; business, manufacturing lumber; capital stock, \$250,000; chartered, October 24, 1900; president, F. S. Farr; secretary, E. L. Lloyd.

Georgetown and North Island Telephone Co., Georgetown; business, telephone; capital stock, \$1,000; chartered, October 26, 1900; president, J. W. Folk; secretary, J. B. Steele.

GREENVILLE COUNTY.

The Greenville Sanitarium, Greenville; business, sanitarium; capital stock, \$10,000; chartered January 24, 1900; president, Thomas T. Earle; secretary, Curran B. Earle.

Moneghan Mills, Greenville; business, cotton manufacture; capital stock, \$500,000; chartered January 4, 1900; president, T. F. Parker; secretary, L. W. Parker. Fork Shoals Cotton Mill, Fork Shoals; business, cotton mill; capital stock, \$50,000; chartered, February 6, 1900; president, W. P. Nesbitt; secretary, S. A. Gaines.

Bank of Greens, Greens; business, banking; capital stock, \$30,000; chartered, February 22, 1900; president, Lewis W. Parker; cashier, E. C. Bailey.

Peoples' Store, Greenville; business, general merchandise; capital stock, \$4,000; chartered, March 1, 1900; president, J. B. Bruce; secretary, J. N. Stewart.

Reedy River Milling Co., Greenville; business, milling; capital stock, \$6,000; chartered, April 30, 1900; president, J. J. Cowart; secretary, C. C. Jones.

Piedmont Drug Co., Piedmont; business, mercantile; capital stock, \$10,000; chartered, May 1, 1900; president, J. H. Donnold; secretary, D. L. Donnold.

The Joint Stock Union of Greenville, Greenville; business real estate investment; capital stock, \$1,600; chartered, May 30, 1900; president, B. F. McDowell; secretary, A. D. Walters.

The Carolina Mills, Greenville; business, manufacturing cotton; capital, \$50,000; chartered, May 14, 1900; president, Joseph Norwood; secretary, P. C. Poag.

The Farmers' Cotton Seed Oil Mill, Tanglewood; business, cotton seed oil; capital stock, \$15,000; chartered, May 14, 1900; president, J. W. Griffin; secretary, W. H. Barton.

Edwards' Furniture Co., Greenville; business, mercantile; capital stock, \$10,000; chartered June 1; president, W. C. Edwards; secretary, R. Y. Hellams.

The Grand Opera House Co., Greenville; business, opera house; capital stock, \$25,000; chartered, July 25, 1900; president, J. G. Conzleman; secretary, B. F. Whitmire.

The Woodward-Warren Co., Greenville; business, theatrical; capital stock, \$1,000; chartered, July 31, 1900; president, W. P. McBee; secretary, Wilbur Atkinson.

Melville Land Co., Greenville; business, real estate; capital stock, \$1,000; chartered, August 20, 1900; president, J. R. Hanahan; secretary, J. I. Westervelt.

Paris Mountain Sulphur Spring Co., Paris Mountain; business, real estate; capital, \$1,000; chartered, August 20, 1900; president, Davis Furman; secretary, W. J. Thackston.

Harris Train Signal Co., Greenville; business, manufacturing train signals; capital, \$22,000; chartered, August 25, 1900; president, B. S. H. Harris; secretary, G. W. Taylor.

Franklin Mills, Greens; business, manufacturing cotton; capital, \$45,000; chartered, September 15, 1900; president, W. W. Burgiss; secretary, W. B. Cunningham.

Major Bussey Company, Piedmont; business, mercantile; capital, \$5,000; chartered October 1, 1900; president, I. J. Phillips; secretary, J. L. Bussey.

Shannon Printing Co., Greenville; business, printing; capital, \$10,000; chartered, October 30, 1900; president, B. M. McGee; secretary, M. F. Ansel.

Blue Ridge Brokerage Co., Greenville; business, brokerage; capital stock, \$1,000; chartered, November 2, 1900; president, Thomas H. Pope; secretary, C. W. Griffin.

R. E. Allen & Bro. Co., Greenville; business, mercantile; capital stock, \$30,000; chartered, November 14, 1900; president, R. E. Allen; secretary, R. J. Cox.

Greenville Drug Co., Greenville; business, mercantile; capital stock, \$35,000; chartered, August 10, 1900; president, G. A. Norwood; secretary, W. A. Davies.

GREENWOOD COUNTY.

Greenwood Hardware Co., Greenwood; business, mercantile; capital stock, \$5,000; chartered, April 25, 1900; president, R. F. Paddison; secretary, N. A. Craig.

The Ninety-Six Telephone Co., Ninety-Six; business, telephone; capital stock, \$500; chartered, August 18, 1900; president, E. M. Lipscomb; secretary, R. B. Calhoun.

Farmers' Oil Mill, Greenwood; business, cotton seed oil; capital stock, \$30,000; chartered, September 24, 1900; president, G. H. Taylor; secretary, G. C. Walsh.

Cambridge Bank, Ninety-Six; business, banking; capital stock, \$40,000; chartered, November 21, 1900; president, E. M. Lipscomb; cashier, J. B. Sloan.

Farmers' and Merchants' Bank, Greenwood; business, banking; capital stock, \$75,000; chartered, November 6, 1900; president, W. B. Gambrell; cashier, J. B. Wharton.

The Greenwood Loan and Guarantee Association, Greenwood; business, loan and investment; capital stock, \$50,000; chartered, February 6, 1900.

HORRY.

Conway Bargain House, Conway; business, general merchandise; capital stock, \$5,000; chartered, January 9, 1900; president, John A. McDermott; secretary, E. VanDusenbury.

The Spivey Mercantile Co., Conway; business, general merchandise; capital stock, \$5,000; chartered, January 15, 1900; president, John C. Spivey; secretary, Allen G. Collins.

Socastee Joint Stock Co., Stalvey; business, general merchandise; capital stock, \$5,000; chartered, February 10, 1900; president, John McCormick; secretary, Albert D. Stanley.

Conway Iron Works, Conway; business, manufacturing iron; capital stock, \$3,000; chartered, June 13, 1900; president, W. P. Jollie; secretary, Jesse H. Jollie.

KERSHAW COUNTY.

The Camden Lumber Co., Camden; business, manufacturers of lumber; capital, \$2,500; chartered, August 15, 1900; president, R. R. Rosborough; secretary, R. R. Team.

The DeKalb Cotton Mill, Camden; business, manufacturing cotton; capital stock, \$200,000; chartered Oct. 8, 1900; president, E. M. Boykin; secretary, W. M. Shannon.

LANCASTER COUNTY.

Springs Banking and Mercantile Co., Heath Springs; business, mercantile and banking; capital stock, \$25,000; chartered, March 6, 1900; president, Leroy Springs; secretary, L. C. Lazenby.

Carolina Lumber Co., Kershaw; business, manufacturing lumber; capital stock, \$5,000; chartered, May 21, 1900; president, L. D. Jones; secretary, A. M. Hartsell.

Lancaster Investment Co., Lancaster; business, real estate and investment; capital stock, \$10,000; chartered, June 16, 1900; president, T. Y. Williams; secretary, Charles D. Jones.

LAURENS COUNTY.

The Laurens Laundry Co., Laurens; business, laundering; capital stock, \$2,000; chartered, January 1, 1900; president, W. H. Dial; secretary, C. C. Featherstone.

The Laurens Mercantile Co., Laurens; business, general merchandise; capital stock, \$10,000; chartered, January 18, 1900; president, J. H. Sullivan; secretary, B. A. Sullivan.

Laurens Furniture Manufacturing Co., Laurens; business, manufacturing furniture; capital stock, \$25,000; chartered, April 5, 1900; president, E. H. Wilkes; secretary, E. H. Wilkes.

Enterprise Bank, Laurens; business, banking; capital stock, \$50,000; chartered, April 7, 1900; president, N. B. Dial; cashier, J. W. Gray.

The Goldville Manufacturing Co. of Goldville, South Carolina, Goldville; business, manufacturing cotton; capital stock, \$150,000; chartered, October 23, 1900; president, J. S. Blalock; secretary, L. W. C. Blalock.

LEXINGTON COUNTY.

Mitchell Investment Co., Batesburg; business, real estate; capital stock, \$5,000; chartered, December 21, 1900; president, J. Wm. Mitchell; secretary, J. Wm. Mitchell.

Middleburg Mills, Batesburg; business, manufacturing cotton; capital stock, \$75,000; chartered, April 21, 1900; president, W. P. Roof; secretary, Allen Jones.

MARION COUNTY.

Dillon Supply Co., Dillon; business, general merchandise; capital stock, \$5,000; chartered, January 1, 1900; president, Daniel M. Carmichael; secretary, W. S. Ivey.

Dillon Cotton Mills, Dillon; business, manufacturing cotton and woollen goods; The Setzler Co., Pomaria; business, general merchandise; capital stock, \$5,000; chartered, January 31, 1900; president, Thomas A. Setzler; secretary, Thomas A. Setzler.

The Benjamin Huger Co., Dillon; business, wholesale grocery; capital stock, \$7,500; chartered, January 31, 1900; president, F. B. David; secretary, Benjamin Huger.

Mount Holly Cemetery Association, Dillon; business, burial of the dead; capital stock, \$500; chartered, February 22, 1900; president, J. N. Dillon; secretary, S. S. Rogler.

The Latta Grocery Co., Latta; business, mercantile; capital stock, \$10,000; chartered, April 21, 1900; president, E. B. Berry; secretary, D. M. Dew.

The Latta Co-operative Tobacco Co., Latta; business, tobacco warehouse; capital stock, \$3,000; chartered, April 5, 1900; president, J. E. Henry; secretary, L. H. Smith.

Marion Milling Co., Marion; business, milling; capital stock, \$7,000; chartered, August 10, 1900; president, E. T. Willcox; secretary, P. B. Hamer.

The Farmers' Cash Supply Co., Marion; business, mercantile; capital stock, \$10,000; chartered, November 30, 1900; president, B. S. Ells; secretary, J. B. DuBose.

The Mullins Land, Improvement Co., Mullins; business, real estate and investment; capital stock, \$20,000; chartered, December 8, 1900; president, S. E. Smith; secretary, W. F. Norton.

The Cottingham Co., Dillon; business, mercantile; capital stock, \$10,000; chartered, Dec. 22, 1900; president, A. J. C. Cottingham; secretary, J. L. McEachern.

MARLBORO COUNTY.

The Bank of Clio, Clio; business, banking; capital stock, \$20,000; chartered, January 18, 1900; president, S. Sternberger; secretary, Howard Bennett.

Iceman Mills, McColl; business, manufacturing cotton; capital stock, \$200,000; chartered, April 5, 1900; president, F. P. Tatum; secretary, T. B. Gibson.

McColl Novelty Works, McColl; business, manufacturing wood; capital stock, \$15,000; chartered, May 2, 1900; president, T. B. Gibson; secretary, T. B. Gibson.

Blenheim and Brownville Telephone Co., Blenheim; business, telephone; capital stock, \$500; chartered, May 5, 1900; president, J. L. Napier; secretary, C. G. Bruce.

Octavio Mills Co., Red Bluff; business, manufacturing cotton; capital stock, \$30,000; chartered, October 27, 1900; president, C. W. Worth; secretary, J. S. Woodward.

NEWBERRY COUNTY.

capital stock, \$150,000; chartered, January 15, 1900; president, T. B. Stackhouse; secretary, W. A. Hamer.

Schumpert Hardware Co., Newberry; business, hardware, buggies, etc.; capital stock, \$10,000; chartered, February 20, 1900; president Walter M. Watt; secretary, Frederick A. Schumpert.

The Prosperity Stock Company, Prosperity; business, horses, mules and livery; capital stock, \$10,000; chartered, March 8, 1900; president, A. G. Wise; secretary, J. L. Wise.

Newberry Handle and Shuttle Co., Newberry; business, manufacturing wood; capital stock, \$10,000; chartered, April 7, 1900; president, T. C. Pool; secretary, E. Cabiness.

The Glenn-Lowery Manufacturing Co., Whitmires; business, manufacturing cotton; capital stock, \$300,000; chartered, May 29, 1900; president, William Coleman;

The Ewart Pifer Co., Newberry; business, mercantile; capital stock, \$5,000; chartered, August 9, 1900; president, William F. Ewart; secretary, D. F. Pifer.

The Newberry Knitting Mill, Newberry; business, manufacturing cotton; capital

stock, \$25,000; chartered, October 15, 1900; president, W. H. Day; secretary, B. C. Matthews.

ORANGEBURG COUNTY.

The Holman Brothers' Co., Creston; business, general merchandise; capital stock, \$2,000; chartered, January 18, 1900; president, James M. Holman; secretary, K. R. Holman.

The Orangeburg Manufacturing Co., Orangeburg; business, wool and cotton mill; capital stock, \$100,000; chartered, February 1, 1900; president, W. G. Smith; secretary, B. H. Moss.

W. K. Sease Co., Orangeburg; business, insurance agency; capital stock, \$200; chartered, April 2, 1900; president, Sol. Kohn; secretary, William K. Sease.

Orangeburg Knitting Mill, Orangeburg; business, manufacturing cotton; capital stock, \$100,000; chartered, April 21, 1900; president, B. H. Moss; secretary, J. L. Weeks.

The Standard Furniture Co., St. Matthews; business, mercantile; capital stock, \$10,000; chartered, June 30, 1900; president, S. Pearlstine; secretary, F. C. Cain.

PICKENS COUNTY.

Easley Cotton Mills, Easley; business, cotton muslins, yarns, etc.; capital stock, \$200,000; chartered, March 8, 1900; president, J. M. Geer.

Heath-Bruce-Morrow Co., Pickens; business, mercantile; capital stock, \$30,000; chartered, September 6, 1900; president, A. W. Heath; secretary, A. C. Heath.

Liberty Cotton Mills, Liberty; business, manufacturing cotton; capital stock, \$100,000; chartered, September 11, 1900; president, J. P. Smith; secretary, W. H. Chapman.

RICHLAND COUNTY.

State Bank and Trust Co., Columbia; business, general banking; capital stock, \$50,000; chartered, January 20, 1900; president, W. H. Timmerman; cashier, John Taylor.

The Mills Drug Co., Columbia; business, drugs and medicines; capital stock, \$5,000; chartered, February 6, 1900; president, E. H. Cain; secretary, Francis H. Weston.

The Gaston Milling and Manufacturing Co., Columbia; business, manufacturing wood; capital stock, \$5,000; chartered, February 15, 1900; president, M. R. Cooper; secretary, F. S. Earle.

The Strickland Livery, Transfer and Trading Co., Columbia; business, feed and livery stables; capital, \$5,000; chartered, March 1, 1900; president, J. W. Strickland; secretary, Mrs. M. M. Strickland.

Columbia Paper Co., Columbia; business, general merchandise; capital stock, \$5,000; chartered, March 28, 1900; president, Francis H. Weston; secretary, W. H. Galloway.

Record Publishing Co., Columbia; business, printing and publishing; capital stock, \$10,000; chartered, April 10, 1900.

Columbia Aid Association of Columbia, S. C., Columbia; business, fraternal; chartered, April 28, 1900; president, J. W. Vineyard; secretary, William Allen.

Columbia Book Co., Columbia; business, mercantile; capital stock, \$6,000; chartered, May 4, 1900; president, A. E. Gonzales; secretary, Beaufort Sims.

Consolidated Telephone Co. of South Carolina, Columbia; business, telephone; capital stock, \$100,000; chartered, June 2, 1900; president, G. A. Browning; secretary, Jerome Bradley.

Willard Manufacturing Co., Columbia; business, manufacturing stationers' supplies; capital stock, \$10,000; chartered, May 12, 1900; president, Isaac L. Withers; secretary, Edmund M. Willson.

W. A. Johnson Co., Columbia; business, wholesale mercantile; capital stock, \$50,000; chartered, July 17, 1900; president, W. A. Johnson; secretary, J. D. Bean.

Mills Avenue Store, Columbia; business, mercantile; capital stock, \$50,000; chartered, July 21, 1900; president and secretary, W. B. Lowrance.

Carolina Trust Co., Columbia; business, trust and guaranty; capital stock, 100,000; chartered, August 21, 1900; president, E. W. Robertson; secretary, T. H. Wannamaker.

Industrial Home for Colored Children, Columbia; business, charitable; chartered, September 6, 1900; president, W. H. Timmerman; secretary, Julius H. Walker.

Columbia Automobile Co., Columbia; business, delivery and transfer; capital, \$5,000; chartered, September 22, 1900; president, C. D. Miller; secretary, C. P. Wheeler.

Fidelity Building and Loan Co., Columbia; business, building and loan; capital, \$400,000; chartered, October 12, 1900; president, John T. Sloan; secretary, H. A. Gibbs.

Capital City Mills, Columbia; business, manufacturing cotton; capital, \$100,000; chartered, October 23, 1900; president, R. B. Jennings; secretary, B. F. Barnes.

South Carolina Long Distance Telephone Co., Columbia; business, telephone; capital stock, \$500,000; chartered, November 8, 1900; president, S. L. Miller; secretary, J. H. Schofield.

Carolina Contracting Co., Columbia; business, contracting; capital, \$5,000; chartered, November 22, 1900; president, John P. Thomas, Jr.; secretary, Joe Stone.

Shand Builders' Supply Co., Columbia; business, mercantile; capital stock, \$5,000; chartered, December 11, 1900; president, R. C. Shand; secretary, S. I. Shand.

The R. L. Bryan Co., Columbia; business, printing and books; capital stock, \$50,000; chartered, December 14, 1900; president, T. S. Bryan; secretary, J. T. McCaw.

Dozier Lumber Co., Columbia; business, lumber; capital stock, \$5,000; chartered, December 24, 1900; president, B. P. O'Neal; secretary, W. B. Dozier.

SUMTER COUNTY.

The W. J. McLeod Co., Lynchburg; business, general mercantile; capital stock, \$4,000; chartered, January 25, 1900; president, Thomas G. McLeod; secretary, Waltom J. McLeod.

Sumter Natatorium Co., Sumter; business, natatorium; capital stock, \$500; chartered, July 24, 1900; president, J. E. Harby; secretary, A. B. Stuckey.

The Cash Grocery Store, Sumter; business, mercantile; capital stock, \$4,000; chartered, July 31, 1900; president, Marion Rich; secretary, J. McF. Spann.

The Equitable Building and Loan Association of Sumter, S. C.; business, building and loan; capital stock, \$200,000; chartered, September 4, 1900; president, Marion Moise; secretary, Bartow Walsh.

SPARTANBURG COUNTY.

The Fair, Spartanburg; business, general merchandize; capital stock, \$20,000; chartered, January 8th, 1900; president, Charles H. Henry.

Spartanburg Railway, Gas and Electric Co., Spartanburg; business, general electrical light, power, heat, repair, operate, plant, etc., etc.; capital stock, \$150,000; chartered, January 11, 1900; president, F. D. McEwen; secretary, P. H. Gadsden.

The Spartanburg Loom Harness Co., Spartanburg; business, loom harness; capital stock, \$15,000; chartered, February 16, 1900; president, E. A. Simpson; secretary, John W. Simpson.

American Investment Co., Spartanburg; business, stocks and bonds; capital stock, \$50,000; chartered, February 10, 1900; president, Arch B. Calvert; secretary, W. A. Law.

The Piedmont Printing and Engraving Co., Spartanburg; business, printing and engraving; capital, \$5,000; chartered, March 6, 1900; president, R. H. Sweeney; secretary, Joseph L. Stoppelbein.

The Supreme Lodge National United Brotherhood, Spartanburg; business, fraternal order; chartered, May 18, 1900; president, George W. Morgan; secretary, Joseph L. Stoppelbein.

Andrews' Loom, Reed and Harness Works, Spartanburg; business, manufacturing factory supplies; capital, \$15,000; chartered, July 8, 1900; president, Isaac Andrews; secretary, S. V. Muckenfuss.

Woodruff Cotton Mills, Woodruff; business, manufacturing cotton; capital, \$250,

000; chartered, March 10, 1900; president, Aug. W. Smith; secretary, J. B. Kilgore.

Mary Louise Mills, Woodruff, near Cowpens; business, manufacturing cotton; capital stock, \$20,000; chartered, April 18, 1900; president, B. E. Wilkins; secretary, B. E. Wilkins.

Glenn Springs Telephone Co., Glenn Springs; business, telephone and telegraph; capital, \$500; chartered, July 12, 1900; president, A. O. Simpson; secretary, R. C. Simpson.

Spartanburg Warehouse Co., Spartanburg; business, warehouse; capital, \$15,000; chartered, July 31, 1900; president, W. A. Law; secretary, J. W. Nash.

Citizen's Telephone and Telegraph Co., Spartanburg; business, telephone; capital stock, \$50,000; chartered, August 3, 1900; president, W. H. Clark; secretary, C. E. Fleming.

Home Water Supply Co., Spartanburg; business, water works company; capital stock, \$50,000; chartered, August 14, 1900; president, John B. Cleveland; secretary, Jesse Cleveland, Jr.

Saxon Mills, Spartanburg; business, manufacturing cotton; capital, \$200,000; chartered, August 20, 1900; president, John A. Law.

The Palmetto Gold Mining Company, Spartanburg; business, gold mining; capital, \$1,000,000; chartered, October 27, 1900; president, T. R. Paxton; secretary, L. C. Embree.

The Truth Publishing Co., Spartanburg; business, printing and publishing; capital stock, \$20,000; chartered, December 13, 1900; president, J. L. Stoppelbein; secretary, R. H. Sweeney.

UNION COUNTY.

The A. H. Foster Co., Union; business, general merchandize; capital stock, \$15,000; chartered, January 4th, 1900; president, A. H. Foster.

Alpha Cotton Mills, Jonesville; business, manufacturing cotton; capital stock, \$100,000; chartered, March 15, 1900; president, W. L. Littlejohn; secretary, J. J. Littlejohn.

Monarch Cotton Mills, Union; business, manufacturing cotton; capital stock, \$200,000; chartered, April 24, 1900; president, John A. Fant; secretary, J. A. Fant.

Union Hardwood Manufacturing Co., Union; business, manufacturing wood; capital stock, \$8,000; chartered, November 1, 1900; president, S. M. Rice; secretary, S. M. Rice, Jr.

Buffalo Cotton Mills, Union; business, manufacturing cotton; capital stock, \$600,000; chartered, April 18, 1900.

YORK COUNTY.

The Southern Harrow Co., Rock Hill; business, making and selling harrows; capital stock, \$50,000; chartered, January 1, 1900; president, J. B. Johnson; secretary, E. E. Poag.

Rock Hill Furniture Co., Rock Hill; business, furniture and undertaking; capital stock, \$10,000; chartered, January 15, 1900; president, C. L. Wroton; secretary, H. M. Wroton.

I. B. Gordon Mercantile Co., Yorkville; business, general merchandise; capital stock, \$4,000; chartered, March 15, 1900; president, William H. McConnell; secretary, Irvin B. Gordon.

Catawba Power Co., Rock Hill; business, water power; capital, \$100,000; chartered, June 9, 1900; president, W. Gill Wylie; secretary, F. C. Whitner.

The Rock Hill Supply Co., Rock Hill; business, mercantile; capital, \$20,000; chartered, July 24, 1900; president, T. O. Flowers; secretary, J. W. O'Neal.

Sutro Cotton Mill, Yorkville; business, manufacture of cotton; capital stock, \$50,000; chartered, October 18, 1900; president, T. B. McClain; secretary, W. S. Neil.

Charters Renewed in Perpetuity.

Sumter Guards of Charleston—Originally chartered by Act of the General Assembly of South Carolina, approved December 24, 1878. Petitioners for renewal, Tristram T. Hyde, captain; Wm. T. Thompson, first lieutenant; J. R. Robb, second lieutenant.

Societe Francaise—Originally chartered by Act, ratified December 19, 1833; renewed March 1, 1878. Petitioners for renewal, Louis DuBos, Leon L. Soubeyroux, Julian V. Brandt, J. Antoine Riols, Charles L. DuBos.

Furman University—Originally chartered by Act approved December 20, 1850; renewed by Act approved December 26, 1866, and February 16, 1898. Petitioners for renewal, Henry P. McGee, J. B. Earle, W. H. Lyles.

Trustees and Faculty of the Medical College of the State of South Carolina—Originally chartered by Act approved December 20, 1832; renewed by Act approved December 24, 1878. Petitioners for renewal, Allard Memminger, P. Gourdin De-Saussure, Manning Simons, John L. Dawson, Charles H. Simonton, Theo. G. Barker, Julian Mitchell, Edward McCrady, John F. Ficken, P. L. Frost, Geo. A. Wagener, J. R. Robertson, S. P. Ravenel, J. L. Orr.

Washington Light Infantry of Charleston, South Carolina—Originally chartered by Act approved March 1, 1878. Petitioners for renewal, Julius E. Cogswell, captain; J. F. W. Flint, Charles H. Simonton, W. M. Muckenfuss, Edward F. Single.

The Olivet Presbyterian Church—Originally chartered by Clerk Court Charleston County, September 17, 1877. Petitioners for renewal, C. Draper, A. S. Owens, Wm. Chisholm, F. Smalls, C. Seymour, J. E. Snipe, J. Moody.

Amendments of Charters.

Amendments of existing charters have been granted as follows:

The DesPortes & Edmunds Dry Goods and Clothing Co.—Chartered June 13, 1894; principal place of business, Columbia. Date amendment allowed, January 17, 1900. Amendment: Name changed to "The R. H. Edmunds Company."

The Kershaw Mercantile Co.—Chartered March 14, 1895; principal place of business, Kershaw. Date amendment allowed, January 26, 1900. Amendment: Name changed to "Kershaw Mercantile and Banking Company."

Anderson Yarn and Knitting Mill—Chartered February 6, 1900; principal place of business, Anderson. Date amendment allowed, March 17, 1900. Amendment: Name changed to "Riverside Manufacturing Company."

Schumpert Hardware Co.—Chartered February 20, 1900; principal place of business, Newberry. Date amendment allowed, March 24, 1900. Amendment: Name changed to "Newberry Hardware Company."

Olympia Cotton Mills—Chartered August 3, 1899; principal place of business, Columbia. Date amendment allowed, August 2, 1900.

The Produco Mills—Chartered May 29, 1890; principal place of business, Spartanburg. Date amendment allowed, September 17, 1900. Amendment: Capital stock decreased to \$25,000.

Imperial Kaolin Mining Co.—Chartered April 27, 1888; principal place of business, Aiken. Date amendment allowed, November 7, 1900. Amendment: Capital stock reduced to \$21,850.

Unitarian Church, in Charleston—Chartered by Special Act of General Assembly. Date amendment allowed, June 20, 1900. Amendment: Limiting estate and property that may be held by \$200,000, instead of \$100,000.

RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA.

Regular Session. Commencing January 8, 1901,

HOUSE RESOLUTIONS.

January 9:

Mr. COSGROVE introduced the following Resolution, which was considered immediately, and agreed to:

Resolved, That a Committee of three be appointed to wait on His Excellency the Governor and inform him that the House of Representatives is now organized and ready to receive any communication he may desire to make.

Mr. MOSES introduced the following Resolution, which was considered immediately, and agreed to:

Resolved, That this House adopt the Rules of the preceding House as its Rules; and that the Clerk have 500 copies printed for use of its members.

January 10:

Mr. NICHOLS introduced the following:

Resolved, That the Speaker appoint a Committee of three to report to the House at the earliest day practicable all vacancies to be filled by election of the General Assembly during this session.

Considered immediately and agreed to.

January 11:

Mr. LOFTON introduced the following Resolution:

Resolved, That a Special Committee, consisting of one member from each County of the State, be appointed by the Speaker, on the recommendation of each Delegation, to whom all bills relating to the working and maintaining of the roads and highways of the State shall be referred.

Which was considered immediately, and agreed to.

January 14:

Mr. TATUM:

Resolved, That one member from each delegation be appointed to take into consideration the fish and game law of this State and to recommend such changes and amendments as may suggest themselves.

Read and agreed to.

January 15:

Mr. BUTLER:

Resolved, That the Clerk be authorized to have 25 additional copies of the Journal and Calendar of the House printed each day, for the use of the Supreme Court, State officers and Solicitors.

Which was agreed to.

January 15:

Mr. COSGROVE:

Resolved, That Rule 17 be amended by inserting, immediately after a Committee on the State Hospital for the Insane, the words "a Committee on Banking and Insurance."

Which was considered immediately, and agreed to.

January 16:

Mr. WINGO—

Resolved, That the Journals of the preceding day be placed upon the desks of the members of the House fifteen minutes before each daily session.

Which was considered immediately and agreed to.

January 18:

Mr. DOMINICK offered the following:

Resolved, That when this House adjourns, it adjourn until 8 o'clock P. M., Monday, January 21.

Which was considered immediately and agreed to.

January 30:

Mr. BACOT offered the following Resolution, which was considered immediately and agreed to:

Resolved, That the Hall of the House of Representatives be, and is hereby, tendered, and the use of the same allowed, for the purpose of the ceremonies arranged for the proper celebration of John Marshall's Day in South Carolina, on the evening of Monday next, 4th February, 1901, at 8 o'clock.

February 2:

Mr. ASHLEY—

Resolved, That the House shall not take up anything except uncontested matters after 11 o'clock this day till Tuesday morning.

Which was considered immediately and agreed to.

Mr. BACOT—

Resolved, That no Bill can be introduced into the House of Representatives after Tuesday, 5th February, 1901, except by one of the standing committees of the House.

Considered immediately and agreed to.

February 2:

Mr. WESTON offered the following:

Resolved, That out of respect to the memory of Queen Victoria, whose funeral obsequies are at this hour being held, this House do now adjourn.

The Resolution was agreed to, and at 1:20 P. M. the House adjourned until 12 M. Monday next.

February 5:

Mr. BACOT offered the following resolution:

Resolved, That the Standing Committees of the House, including the Special Committees on Roads and Highways, and on Fish and Game, be published in pamphlet form for the use of the members of the General Assembly, as have been published the Standing Committees of the Senate; and that 500 copies be printed.

Which was considered immediately and agreed to.

February 6:

Mr. BANKS offered the following:

A Resolution: *Be it Resolved* by the House of Representatives, That the delegation from each County to this House be made hereby a Committee to report to this House on the first day of next regular meeting the value and kind of property destroyed during the ensuing year within their respective Counties, by incendiarism or supposed incendiarism.

Which was considered immediately. Agreed to.

February 8:

Mr. HILL offered the following Resolution:

Resolved, That when this House is not considering special orders they shall take up the Calendar in its regular order.

Which was considered immediately and agreed to.

Mr. JNO. McMASTER offered the following Resolution:

Resolution criticizing the course of Jno. L. McLaurin in the United States Senate.

February 8:

Mr. LYLES—

Resolved, That from and after 11 o'clock today all Special Orders be discharged except the Bills reported by the Ways and Means Committee, and that when so discharged they take their regular places for consideration on the Calendar for consideration, except that from 1 to 2 o'clock today we take up only uncontested matters.

February 9:

Mr. TATUM moved to amend by striking out the words "they take their regular places for consideration" and insert in lieu thereof the following: "they shall take their place on the Calendar according to their number."

Which was agreed to.

Mr. WESTON—

Resolved, That from this day until the close of the session members be limited to five minutes speeches.

Which was agreed to.

February 11:

Mr. RICHARDSON—

Be it Resolved by the House of Representatives,

1. That the Clerks of the Ways and Means and Judiciary Committees of the House be required to assist the House Committee on enrolled Acts when said Clerks are not otherwise engaged.

Considered immediately and agreed to.

Mr. BACOT—

Resolved, That any and all House Bills standing on the Calendar for a second reading after tomorrow's sitting of the House be continued to the next session, and that the Clerk be authorized and instructed to have the House Calendar for the first day of next session printed as soon as possible after adjournment of this session, and to send a copy thereof to each member of the General Assembly.

Considered immediately and agreed to.

February 14:

Mr. McLAUGHLIN—

Whereas the course of our Senior Senator, Hon. B. R. Tillman, in the United States Senate has been and is that of a true Democrat, and contains much of which his State feels proud and honored to wit: his vote against the Ratification Treaty, his strong stand against the Armor Plate Trust, his magnificent fight against the ship subsidy steal, his manly position at all times in favor of those principles and measures founded upon Jeffersonian Democracy; therefore, be it

Resolved, That we, the representatives of the people of South Carolina, do hereby endorse and approve of the course of our said Senator, B. R. Tillman; but that it is with regret that we cannot lend our endorsement to the course of our Junior Senator, John L. McLaurin, who has seemingly allied himself with the Republican party and gone back on the tenets of Democracy which is so dear to all true South Carolinians.

Mr. COSGROVE offered the following as a substitute:

Concurrent Resolution: Whereas measures of great import to the welfare and future prosperity of the people of the United States, as well as to the citizens of South Carolina, have recently been and are now under consideration by Congress, and

Whereas upon these questions the votes of the Hon. Benjamin Ryan Tillman, Senator from this State, have been given in accordance with the principles of true Democracy and the sentiments of the people of South Carolina; therefore be it

Resolved by the House of Representatives of the State of South Carolina, the Senate concurring, That the record of Senator B. R. Tillman in the Senate of the United States is hereby approved as the true and only representation at this time of the wishes of the people of South Carolina in the Senate.

Resolved, further, That a copy of these Resolutions, suitably engrossed, be transmitted to Senator Tillman.

Mr. COSGROVE then moved to amend by adding after the words "South Carolina" the words "in the Senate."

Which was agreed to.

Mr. PRINCE moved to amend by striking out all after the word "approved."

Which was agreed to.

February 15:

Resolved by the House of Representatives, That the Secretary of State be, and is hereby, requested to place at the disposal of the Sergeant-at-Arms of this House the House Committee Room known as the Judiciary Committee Room, and the Speaker's Room, for the purpose of storing the furniture of the House during the interim between its sessions, and that said furniture be not removed from said rooms without the written consent of said Sergeant-at-Arms.

Which was considered immediately and agreed to.

February 15:

Mr. COLCOCK—

Be it Resolved by the House of Representatives:

Section 1. That the Sergeant-at-Arms be, and he is hereby, authorized and required to purchase a suitable carpet for the floor of the Hall of the House of Representatives by the next meeting of the General Assembly; *Provided*, That it cost not to exceed one thousand dollars, and that the Sergeant-at-Arms, before making the purchase, advertise for bids: *Provided, further*, That the proceeds from the sale of the old carpet by the Sinking Fund Commission be turned into the State Treasury.

Februarp 16:

Mr. McGOWAN—

Resolved, That a committee of three be appointed to wait on His Excellency the Governor and ascertain if he has any further communication to make to the General Assembly, as this body is now ready to adjourn *sine die*.

Considered immediately and agreed to.

Mr. ASHLEY moved a vote of thanks to the Speaker for the courteous and admirable manner in which he had presided over the deliberations of this body, and to the Clerk and others for their officency.

Which was unanimously agreed to.

Mr. BACOT moved a vote of thanks to the able representatives of the press.

Which was adopted.

HOUSE CONCURRENT RESOLUTIONS.

January 9:

Mr. SINKLER—

Be it Resolved by the House of Representatives, the Senate concurring, That so much of the Message of His Excellency the Governor as refers to the lost or destroyed bonds of the State of South Carolina, *claimed* by the State corporation known as the President, directors and company of the State Bank, be referred to a Special Committee, consisting — Senators and five members of the House, to be appointed by the President of the Senate and the Speaker of the House, respectively.

Mr. KINARD offered the following amendment, which was agreed to:

“That the Special Committee report at the present sitting of the Legislature.”

The Concurrent Resolution as amended was considered immediately, agreed to, and ordered sent to the Senate for concurrence.

January 9:

Mr. TATUM: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That the first day of February, 1901, be, and the same is hereby, fixed as the day on which this General Assembly shall adjourn *sine die*.

January 10:

Mr. C. E. ROBINSON: A Concurrent Resolution to refer a portion of the Governor's Message relating to chaingang and State convicts to a Special Committee.

Considered immediately and ordered sent to the Senate for concurrence.

Mr. LOFTON: A Concurrent Resolution:

Resolved by the House of Representatives, the Senate concurring, That the Senators and members of Congress from South Carolina, individually and collectively, be, and they are hereby, requested and urged to secure at once an appropriation sufficient for the purpose of effecting a passage from the North Santee River, opposite the mouth of Minnim Creek, to the South Santee River, opposite the mouth of

Alligator Creek or River, by means of a canal or other way across and through the delta between the said two Santee Rivers, deep and wide enough for inland navigation, in accordance with the report and recommendations of Reid Whitford to the United States Government.

Considered immediately, agreed to and ordered sent to the Senate for concurrence.

Mr. RAINSFORD: A Concurrent Resolution:

Be it Resolved by the House of Representatives, the Senate concurring, That a Committee, consisting of three members on the part of the House, to be appointed by the Speaker thereof, and two members on the part of the Senate, to be appointed by the President thereof, be appointed as a Special Committee to investigate and inquire into the expediency of selling the State farms and changing the policy of the State in working convicts as farm laborers to that of utilizing their labor on public highways.

Sec. 2. That said Committee have power to summon witnesses and require them to bring books and papers or any other matter desired as evidence.

Sec. 3. That said Committee make a report of its acts and doings at the next session of this General Assembly.

January 11:

Mr. McGOWAN: A Concurrent Resolution to allow a Bill to be introduced to incorporate the Board of Visitors of the Thornwell Orphanage.

On immediate consideration, the Concurrent Resolution was agreed to by a two-thirds majority and ordered sent to the Senate for concurrence.

January 14:

Mr. BACOT: A Concurrent Resolution—

Be it Resolved by the House of Representatives, the Senate concurring, That it be referred to a Special Committee of three, consisting of one Senator and two members of the House, to be appointed respectively by the President of the Senate and the Speaker of the House, to consider what (if any) of the Statutes of the State come under the recent opinion and judgment of the Supreme Court in the case of Dean vs. Board of County Commissioners of Spartan-

burg County, and to report by Bill or otherwise at this session of the General Assembly.

Considered immediately, agreed to, and ordered sent to the Senate for concurrence.

January 17:

Mr. J. C. ROBERTSON: A Concurrent Resolution providing for the appointment of a Committee whose duty it shall be to examine into the public records, etc., of the State of South Carolina in or about the State House, and to report at this session what steps, if any, are necessary to preserve them from loss, damage or mutilation.

Which was considered immediately, agreed to, and ordered sent to the Senate for concurrence. .

January 24:

Mr. BACOT: A Concurrent Resolution—

Be it Resolved by the House of Representatives of the State of South Carolina, the Senate concurring, now met and sitting in General Assembly, That the death of that great and good "*mother, wife and Queen,*" *Victoria*, is to be lamented not only by the English people, but also the world over as a personal loss to every human being who values purity of life and integrity of character, especially in high places; and that her example should be cherished and followed by succeeding generations in all lands.

Which was considered immediately, agreed to, and ordered sent to the Senate for concurrence.

Mr. COGGESHALL: A Concurrent Resolution providing for the appointment of a committee to inquire into the feasibility of cheapening the selling price of the volumes of the reports of the decisions of the Supreme Court of South Carolina.

Which was considered immediately, agreed to, and ordered sent to the Senate for concurrence.

January 30:

Mr. GALLUCHAT: A Concurrent Resolution requesting "The South Carolina Inter-State and West Indian Exposition Company" to arrange for needy Confederate veterans of the State to visit the Exposition.

Which was considered immediately, agreed to, and ordered sent to the Senate.

February 1:

Mr. C. E. ROBINSON: A Concurrent Resolution in reference to the appointment of a Joint Committee to examine into the facts and matters connected with child labor in cotton factories, mines and other manufacturing establishments in this State, and report the findings and conclusions to the next session of the General Assembly, etc.

Mr. MORGAN moved to amend by providing for three instead of two members from the House.

Which was agreed to.

Mr. C. E. ROBINSON moved to amend by striking out all after the word "days," on line 22 of the Resolution.

Which was agreed to.

The Concurrent Resolution as amended was considered, immediately agreed to, and ordered sent to the Senate for concurrence.

February 2:

Mr. VINCENT: A Concurrent Resolution providing for the appointment of a committee to examine the books and vouchers of the penal and charitable institutions of this State, under the provisions of the Act of 1897, Volume XXII., Statutes at large, page 492.

Which was considered immediately, agreed to, and ordered sent to the Senate for concurrence.

February 4:

Mr. WEST: A Concurrent Resolution relating to the appointment of a committee to examine the accounts of the State Treasurer, Comptroller General and the Commissioners of the Sinking Fund, and report to the next General Assembly, as now required by law.

Which was considered immediately, agreed to, and ordered sent to the Senate for concurrence.

February 5:

Mr. J. C. ROBERTSON: A Concurrent Resolution to tender use of Halls of House and Senate for use of Reunion of Veterans in May, 1901.

Ordered sent to the Senate for concurrence.

February 5:

Mr. SINKLER: A Concurrent Resolution relating to certain destroyed or lost bonds of the State of South Carolina.

The SPEAKER appointed Messrs. J. P. Thomas, Jr., W. H. Parker, M. L. Smith and T. H. Rainsford of the Joint Committee on the part of the House, and a Message was sent to the Senate accordingly.

February 7:

Mr. BACOT: A Concurrent Resolution relating to the gift of a memorial tablet by the Hon. John B. Cleveland.

Considered immediately, agreed to, and ordered sent to the Senate for concurrence.

February 11:

Mr. J. C. ROBERTSON: A Concurrent Resolution authorizing the Secretary of State to permit the exhibition at the South Carolina Inter-State and West Indian Exposition, of any and all historic relics, etc., in his custody, &c.

Considered immediately, agreed to, and ordered sent to the Senate.

February 11:

Mr. CROFT: A Concurrent Resolution that a committee of three members on the part of the House of Representatives, and two members on the part of the Senate, be appointed to notify the Governor and Lieutenant Governor-elect, that the vote for such officers has been duly counted and announced, declaring M. B. McSweeney elected Governor and James H. Tillman, Lieutenant Governor; and they be requested to name the day and hour for their inauguration; and that the committee report to their respective bodies the time named for such ceremonies, and take charge of the arrangement of the inauguration.

Considered immediately, agreed to, and ordered sent to the Senate for concurrence.

Mr. C. E. ROBINSON: A Concurrent Resolution relating to the draining of the streams and low and swamp lands of the State:

Be it Resolved by the House of Representatives, the Senate concurring, That so much of the Governor's Message as refers to the subject of draining the streams and low and swamp lands of this State be referred to a Committee of five from the House and — from the Senate, to be appointed by the presiding officers of the respective Houses, with instructions to take into consideration the

drainage matter, and report by bill or otherwise at the present session of the General Assembly.

Considered immediately, agreed to, and ordered sent to the Senate for concurring.

Mr. STROMAN: A Concurrent Resolution providing for the appointment of a committee, to consist of one Senator, to be appointed by the President of the Senate, and two members of the House, to be appointed by the Speaker, to examine the accounts, vouchers and books of the State Dispensary.

Considered immediately, agreed to, and ordered sent to the Senate for concurrence.

February 12:

SPECIAL COMMITTEE ON FISH AND GAME: A Concurrent Resolution to create a Commission on Fish and Game laws.

Mr. JNO. McMASTER moved to amend line 4 of printed Resolution by (1) inserting after "industry" the words "and game;" (2) by inserting in line 7, printed Resolution, after "terrapin," the words "and all game."

Which was agreed to.

The Concurrent Resolution as amended was agreed to, and ordered sent to the Senate.

February 13:

Mr. WHALEY: A Concurrent Resolution inviting Rhode Island to participate in the Charleston Inter-State and West Indian Exposition.

Mr. BACOT moved the following as a substitute:

Be it Resolved by the House of Representatives of the State of South Carolina, the Senate concurring, That each and every State and Territory of the Union, to wit: Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin and Wyoming, be, and is hereby, invited

and urged to appear and make a special exhibit at the Exposition of "The South Carolina Inter-State and West Indian Exposition Company," to be held at the city of Charleston, in the State of South Carolina, from the 1st day of December, A. D. 1901, to the 1st day of June, A. D. 1902; and that each and every one of them will be cordially welcomed and fraternally greeted; *Resolved, further*, That the Governor of the State of South Carolina do send a copy hereof to the Governor of each and every State and Territory.

Immediate consideration waws asked for, and the Resolution was adopted and ordered sent to the Senate.

Immediate consideration was asked for, and the Resolution was

Note: The election for United States Senator occurred on January 22d. The election reported on 15th was

The balloting for United States Senator on 15th January was a mistake of House. Should have been on 22d, which accounts for said election occurring twice.

SENATE RESOLUTIONS.

A CONCURRENT RESOLUTION

Relating to Joint Rules.

Be it Resolved by the Senate, the House of Representatives concurring, That the Joint Rules of the Senate and the House of Representatives in force during the session of 1900 be, and they are hereby, adopted as the Joint Rules for the government of the Senate and the House of Representatives during the present session.

In the Senate,
Columbia, S. C., January 8, 1901.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk of Senate.

In the House,
Columbia, S. C., January 9, 1901.

The House agrees to the Concurrent Resolution and orders same returned to Senate with concurrence.

By order of the House,

TOM. C. HAMER, Clerk.

CONCURRENT RESOLUTION

Relating to Opening and Publishing Returns of the election for Governor.

Resolved by the Senate, the House of Representatives concurring, That the two Houses shall meet in Joint Assembly on Thursday, the 10th inst., at 12:15 to witness the opening and publishing of the returns of the election for Governor, by the Honorable, the Speaker of the House.

In the Senate,
Columbia, S. C., January 8, 1901.

The Senate agrees to the resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House,
Columbia, S. C., January 9, 1901.

The House agrees to the Concurrent Resolution with amendment and orders same to be returned to the Senate for concurrence.

By order of the House.

TOM. C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Relating to Offices to be Filled by Election at the Present Session.

Resolved by the Senate, the House of Representatives concurring, That it be referred to the Committees of Privileges and Elections of the two Houses to ascertain and report what offices are to be filled by the election of the General Assembly at the present session.

In the Senate,
Columbia, S. C., January 9, 1901.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House,
Columbia, S. C., January 10, 1901.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM. C. HAMER, Clerk.

A CONCURRENT RESOLUTION

In Relation to Election of a United States Senator from South Carolina to succeed the Honorable B. R. Tillman.

Whereas the term for which the Hon. B. R. Tillman was elected to represent the State of South Carolina in the Senate of the United States will expire on the fourth day of March, A. D. 1901, and whereas it is necessary by law to proceed to an election of a United States Senator on the second Tuesday after the meeting and organization of the General Assembly of the State; and whereas Tuesday, the 15th day of January now, is the second Tuesday after the meeting and organization of the same; therefore, be it resolved by the Senate of the State of South Carolina, the House concurring:

First, That at 12 o'clock M. on Tuesday, the 15th day of January instant, the two Houses, in their respective Halls, proceed to vote for a person to represent the State of South Carolina in the Senate of the United States for the term of six years, commencing March 4, 1901.

Resolved, second, That on Wednesday, the 16th day of January, instant, at 12 o'clock M., the two Houses meet in joint assembly to aggregate the votes for Senator, and take such other action as may be required by law, and declare the result of said election.

In the Senate,
Columbia, S. C., January 10, 1901.

The Senate agrees to the resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk of Senate.

In the House,
Columbia, S. C., January 11, 1901.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House,

TOM. C. HAMER, Clerk.

CONCURRENT RESOLUTION

As to the time for Holding Elections.

Resolved by the Senate, the House of Representatives concurring,
That the two Houses meet in joint session on Tuesday, the 22d of
January, at 10:30 a. m., for the purpose of electing:

1. A Librarian.
2. A Judge of the Fifth Circuit.
3. A Judge of the Seventh Circuit.
4. A Code Commissioner.
5. A Superintendent of the Penitentiary.
6. Three Directors of the Penitentiary.
7. A Trustee of South Carolina College.
8. A Trustee of Clemson College.

There shall only be one nomination and two seconds for every
nominee, simply naming candidates and County where from.

That said Joint Session shall commence at 10:30 a. m., and con-
tinue in session until 2 p. m., when, if said elections are not finished,
it shall take a recess until 8 p. m., when it shall reconvene for the
purpose of continuing and completing said elections.

In the Senate,
Columbia, S. C.; January 10, 1901.

The Senate agrees to the resolution and orders that it be sent to
the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House,
Columbia, S. C., January 14, 1901.

The House agrees to the Concurrent Resolution and orders same
returned to the Senate with amendments.

By order of the House.

TOM. C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Be it resolved, the House of Representatives concurring: First,
That a committee of two Senators and five members of the House be

appointed, who shall wait upon the Hon. M. B. McSweeney, the Governor-elect, and inform him of his election, and that the said committee ascertain when it will please him to take the oath of office.

Second, That the same committee wait upon the Hon. James H. Tillman and inform him of his election to the office of Lieutenant Governor, and that they inform him of the time fixed by the Governor-elect, when it shall please him to qualify, and that they invite the Lieutenant-Governor to be present at the same time for the same purpose.

Third, That the said committee do make the proper arrangements for the taking of the oath of office by the Governor and Lieutenant-Governor.

In the Senate,

Columbia, S. C., January 11, 1901.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence and has appointed Messrs. Appelt and Brice of the Committee.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk of Senate.

In the House,

Columbia, S. C., January 14, 1901.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with Concurrence.

By order of the House,

TOM. C. HAMER, Clerk:

A CONCURRENT RESOLUTION

To Appoint a Joint Committee to Prepare and Report a Bill fixing the Compensation to be Paid County Officers.

Be it Resolved by the Senate, the House of Representatives concurring, That a Joint Committee be appointed consisting of two members of the Senate, to be appointed by the President of the Senate, and three members of the House, to be appointed by the Speaker of the House, whose duty it shall be to prepare and report a Bill, general in its operation, fixing the amount of compensation to be

paid to the County Officers of the various Counties of the State, grading the compensation in proportion to the population and necessary service required.

In the Senate,
Columbia, S. C., January 11, 1901.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk of Senate.

In the House,
Columbia, S. C., January 14, 1901.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House,

TOM. C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To allow the introduction of a Bill to incorporate the Marlboro Educational Society, and a Bill to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new School District in Marlboro County, and to authorize the levy and collection of a local tax therein,'" approved December 24, 1888:

Whereas, it is deemed necessary, in order to obtain the benefits of a gift of a lot and school building proposed to be donated to the citizens of the County of Marlboro, that an Act be passed by the General Assembly of the State of South Carolina to incorporate the Marlboro Educational Society, and also an Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new school District in Marlboro County, and to authorize the levy and collection of a local tax therein,'" approved December 24, 1888.

Resolved, by the Senate, the House of Representatives concurring, That the introduction of the Bills recited in the preamble to this Resolution, be, and the same is hereby, authorized and allowed.

In the Senate,
Columbia, S. C., January 17, 1901.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House,
Columbia, S. C., January 21, 1901.

The House agrees to the Concurrent Resolution by a two-thirds vote and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

CONCURRENT RESOLUTION.

Whereas, Section 14 of the Revised Statutes of the United States provides for the election of United States Senator on the second Tuesday after the meeting and organization of the General Assembly, and,

Whereas, such election was held in the Senate and House of Representatives on Tuesday, the 15th day of January, A. D. 1901, and ratified in joint assembly on the day following, and,

Whereas, the question in regard to said election not having been held on the day provided by law, has been raised, and,

Whereas, there should be no doubt about the regularity of such election; now, be it

Resolved by the Senate, the House concurring, that the Senate and House hold said election in the manner provided by law on Tuesday, the 22d day of January, A. D. 1901, and that at 12 o'clock meridian of the day following, the two Houses shall meet in joint Assembly to declare the election as provided by law.

In the Senate,
Columbia, S. C., January 21, 1901.

The Senate agrees to the resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House,
Columbia, S. C., January 21, 1901.

The House agrees to the Resolution and orders same returned to the Senate with Concurrence.

By order of the House.

TOM. C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Relating to the Cotton Blight.

Whereas, it is of great importance to the cotton planting interest of South Carolina to have a thorough investigation of the causes, manner of treatment and methods for the prevention of the disease known as "cotton blight;" therefore, be it

Resolved, by the Senate, the House of Representatives concurring, Section 1, That the Senators and Representatives of the State of South Carolina, in Congress, be requested to use their interest and endeavor to have investigated and promulgated, the causes of the cotton blight, the means of preventing the same and methods to be used in staying its ravages.

Section 2, That a properly engrossed copy of this Resolution be transmitted by mail to the Senior Senator to be by him submitted to the delegation from the State, for their immediate consideration and careful attention.

In the Senate,
Columbia, S. C., February 8, 1901.

The Senate agrees to the resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House,
Columbia, S. C., February 13, 1901.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM. C. HAMER, Clerk.

A CONCURRENT RESOLUTION.

Be it Resolved by the Senate, the House of Representatives concurring, That a Bill for the amendment of the special charter of the A. R. P. Orphanage be allowed to be introduced, and when so introduced may pass the same as other Bills.

In the Senate,
Columbia, S. C., February 8, 1901.

The Senate agrees to the Resolution by a two-thirds vote and orders that it be sent to the House of Representatives for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House,
Columbia, S. C., February 13, 1901.

The House agrees to the Concurrent Resolution by a two-thirds vote of the whole House and orders same returned to the Senate with concurrence.

By order of the House.

TOM. C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Allowing to be Introduced a Bill to Incorporate the Seigler Mills Company.

Be it Resolved by the Senate, the House of Representatives concurring, That a Bill to incorporate the Seigler Mills Company be allowed to be introduced.

In the Senate,
Columbia, S. C., February 9, 1901.

The Senate agrees to the Resolution by a two-thirds vote and orders that it be sent to the House of Representatives for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk of Senate.

In the House,
Columbia, S. C., February 11, 1901.

The House agrees to the Concurrent Resolution by a two-thirds vote of the entire House and orders same returned to the Senate with concurrence.

By order of the House,

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Fixing the Hour for Adjournment Sine Die.

Be it resolved by the Senate, the House of Representatives concurring, That this General Assembly do adjourn sine die on the sixteenth day of February, A. D. 1901.

In the Senate,
Columbia, S. C., February 9, 1901.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House,
Columbia, S. C., February 13, 1901.

The House agrees to the Resolution, with amendment, and orders same returned to the Senate with concurrence.

By order of the House.

TOM. C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Relating to Silk Culture.

Resolved by the Senate, the House of Representatives concurring, That His Excellency, the Governor be, and he is hereby requested, to make inquiries as to the advisability of encouraging the industry

of silk culture in this State, and to report the result of said inquiries to the next session of this General Assembly.

In the Senate,
Columbia, S. C., February 13, 1901.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk of Senate.

In the House,
Columbia, S. C., February 14, 1901.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House,

TOM. C. HAMER, Clerk.

SENATE RESOLUTION

Inviting the House to Attend in the Senate Chamber for the Ratification of Acts.

Resolved, That a message be sent to the House of Representatives requesting it to attend in the Senate Chamber at 1:30 o' clock, p. m., this day for the purpose of ratifying Acts.

SENATE RESOLUTION

Relating to the Purchase of a Book Case for the Bill Clerk.

Resolved, That the Sergeant-at-Arms of the Senate be, and he is hereby directed, to purchase and place in the Senate Chamber before the next session, for the use of the Bill Clerk, a case arranged with such divisions as will enable him to keep, in a systematic and orderly manner, all Bills and other papers under his charge; the cost of said case to be paid out of the contingent fund of the Senate.

STATUTES AT LARGE

SENATE RESOLUTION

Relating to the Payment of Additional Porter for Services.

Whereas, the Senate at the first day of its present session, passed a Resolution providing for the employment of an additional keeper and porter for the Committee rooms of the Senate, and the Sergeant-at-Arms having employed an additional laborer, such keeper and porter and laborer having been employed and having served the Senate during its present session, it is therefore,

Resolved, That the compensation of such keeper, porter and laborer be paid from the contingent fund of the Senate.

A RESOLUTION.

Resolved, by the Senate, That the Superintendent of the Penitentiary be directed to have constructed, under the supervision of the Sergeant-at-Arms of the Senate, suitable screens to protect the Senate Chamber from draughts from the door.

Mr. Barnwell introduced the following Resolution:

Resolved, That the Committee on Rules be requested to report upon the propriety of amending Joint Rule VII, so as to dispense with the requirement that both Houses be present at the ratification of Acts.

Referred to the Committee on Rules.

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